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JOURNAL

OF THE

SENATE OF THE UNITED STATES

OF AMERICA,

BEING THE

SECOND SESSION OF THE TWENTY-SEVENTH CONGRESS,

BEGUN AND HELD

AT THE CITY OF WASHINGTON,

DECEMBER 6, 1841,

AND IN THE SIXTY-SIXTH YEAR OF THE INDEPENDENCE OF THE SAID UNITED STATES.

WASHINGTON:
PRINTED BY THOMAS ALLEN.
1841.

113281

CONGRESS OF THE UNITED STATES.

THE SECOND SESSION OF THE TWENTY-SEVENTH CONGRESS, in conformity with the Constitution, commenced this day at the city of Washington, and the Senate assembled,

MONDAY, DECEMBER 6, 1841.

PRESENT:

From the State of Massachusetts.

The honorable Isaac C. Bates.

From the State of Connecticut.

The honorable { Jabez W. Huntington, / Perry Smith.

From the State of Vermont.

The honorable { Samuel S. Phelps, / Samuel Prentiss.

From the State of New York.

The honorable { Nathaniel P. Tallmadge, / Silas Wright.

From the State of New Jersey.

The honorable Samuel L. Southard.

From the State of Pennsylvania.

The honorable { James Buchanan, / Daniel Sturgeon.

From the State of Delaware.

The honorable { Richard H. Bayard, / Thomas Clayton.

From the State of Maryland.

The honorable John Leeds Kerr.

From the State of Virginia.

The honorable { William S. Archer, / William C. Rives.

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newspapers; and provided that, if any Senator shall choose to take any newspaper other than daily papers, he shall be supplied with as many such papers as shall not exceed the price of three daily papers.

A message from the House of Representatives, by Mr. Clarke, their clerk:

Mr. President: I am directed to inform the Senate that a quorum of the House of Representatives is assembled, and that the House is ready to proceed to business.

The House of Representatives have passed a resolution for the appointment of a joint committee to wait on the President of the United States, and inform him that a quorum o 'each House has assembled, and that Congress is ready to receive any communications he may be pleased to make; and Mr. Wise, Mr. Briggs, and Mr. Clifford, have been appointed the committee on their part; in which resolution they request the concurrence of the Senate.

The Senate proceeded to consider the resolution passed by the House of Representatives for the appointment of a joint committee to wait on the President of the United States, and inform him that a quorum of each House has assembled, and that Congress is ready to receive any communications he may be pleased to make; and

Resolved, That they concur therein.

On motion by Mr. Bayard,

Ordered, That the committee on the part of the Senate be appointed by the President pro tempore; and

Mr. Bayard and Mr. Bates were appointed.

Ordered, That the Secretary notify the House of Representatives accordingly.

On motion by Mr. Tallmadge,

The Senate adjourned.

TUESDAY, DECEMBER 7, 1841.

The honorable Franklin Pierce, and the honorable Levi Woodbury, from the State of New Hampshire, and the honorable Samuel McRoberts, from the State of Illinois, severally attended.

Mr. Bayard, from the committee on the part of the Senate, jointly with the committee appointed on the part of the House of Representatives, to wait on the President of the United States and inform him that a quorum of each House has assembled, and that Congress are ready to receive any communications he may be pleased to make, reported that they had performed the duty assigned them; and that the President replied, that he would, this day, at 12 o'clock, make a communication to the two Houses.

A message from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate and House of Representatives of the United States:

In coming together, fellow-citizens, to enter again upon the discharge of the duties with which the people have charged us severally, we find great occasion to rejoice in the general prosperity of the country. We are in the enjoyment of all the blessings of civil and religious liberty, with unexampled means of education, knowledge, and improvement. Through the year which is now drawing to a close, peace has been in our borders, and plenty in our habitations; and although disease has visited some few portions of

the land with distress and mortality, yet in general the health of the people has been preserved, and we are all called upon, by the highest obligations of duty, to renew our thanks and our devotion to our Heavenly Parent, who has continued to vouchsafe to us the eminent blessings which surround us, and who has so signally crowned the year with his goodness. If we find ourselves increasing beyond example, in numbers, in strength, in wealth, in knowledge, in everything which promotes human and social happiness, let us ever remember our dependance, for all these, on the protection and merciful dispensations of Divine Providence.

Since your last adjournment, Alexander McLeod, a British subject, who was indicted for the murder of an American citizen, and whose case has been the subject of a correspondence heretofore communicated to you, has been acquitted by the verdict of an impartial and intelligent jury, and has, under the judgment of the court, been regularly discharged.

Great Britain having made known to this Government that the expedition which was fitted out from Canada for the destruction of the steamboat Caroline, in the winter of 1837, and which resulted in the destruction of said boat, and in the death of an American citizen, was undertaken by orders emanating from the authorities of the British Government, in Canada, and demanding the discharge of McLeod upon the ground that, if engaged in that expedition, he did but fulfil the orders of his Government, has thus been answered in the only way in which she could be answered by a Government, the powers of which are distributed among its several departments by the fundamental law. Happily for the people of Great Britain, as well as those of the United States, the only mode by which an individual arraigned for a criminal offence, before the courts of either, can obtain his discharge, is by the independent action of the judiciary, and by proceedings equally familiar to the courts of both countries.

If in Great Britain a power exists in the Crown to cause to be entered a *nolle prosequi*, which is not the case with the Executive power of the United States upon a prosecution pending in a State court, yet *there*, no more than *here*, can the chief Executive power rescue a prisoner from custody without an order of the proper tribunal directing his discharge. The precise stage of the proceedings at which such order may be made, is a matter of municipal regulation exclusively, and not to be complained of by any other Government. In cases of this kind, a Government becomes politically responsible only when its tribunals of last resort are shown to have rendered unjust and injurious judgments in matters not doubtful. To the establishment and elucidation of this principle, no nation has lent its authority more efficiently than Great Britain. Alexander McLeod having his option either to prosecute a writ of error from the decision of the Supreme Court of New York, which had been rendered upon his application for a discharge, to the Supreme Court of the United States, or to submit his case to the decision of a jury, preferred the latter, deeming it the readiest mode of obtaining his liberation, and the result has fully sustained the wisdom of his choice. The manner in which the issue submitted was tried, will satisfy the English Government that the principles of justice will never fail to govern the enlightened decision of an American tribunal.

I cannot fail, however, to suggest to Congress the propriety, and, in some degree, the necessity, of making such provisions by law, so far as they may constitutionally do so, for the removal, at their commencement, and at the option of the party, of all such cases as may hereafter arise,

and which may involve the faithful observance and execution of our international obligations, from the State to the Federal judiciary. This Government, by our institutions, is charged with the maintenance of peace and the preservation of amicable relations with the nations of the earth, and ought to possess, without question, all the reasonable and proper means of maintaining the one and preserving the other. While just confidence is felt in the judiciary of the States, yet this Government ought to be competent in itself for the fulfilment of the high duties which have been devolved upon it under the organic law, by the States themselves.

In the month of September, a party of armed men from Upper Canada invaded the territory of the United States, and forcibly seized upon the person of one Grogan, and, under circumstances of great harshness, hurriedly carried him beyond the limits of the United States, and delivered him up to the authorities of Upper Canada. His immediate discharge was ordered by those authorities, upon the facts of the case being brought to their knowledge; a course of procedure which was to have been expected from a nation with whom we are at peace, and which was not more due to the rights of the United States, than to its own regard for justice. The correspondence which passed between the Department of State and the British envoy, Mr. Fox, and with the Governor of Vermont, as soon as the facts had been made known to this department, are herewith communicated.

I regret that it is not in my power to make known to you an equally satisfactory conclusion in the case of the Caroline steamer, with the circumstances connected with the destruction of which, in December, 1837, by an armed force fitted out in the province of Upper Canada, you are already made acquainted. No such atonement as was due for the public wrong done to the United States by this invasion of her territory, so wholly irreconcilable with her rights as an independent power, has yet been made. In the view taken by this Government, the inquiry whether the vessel was in the employment of those who were prosecuting an unauthorized war against that province, or was engaged by the owner in the business of transporting passengers to and from Navy Island, in hopes of private gain, which was most probably the case, in no degree alters the real question at issue between the two Governments. This Government can never concede to any foreign Government the power, except in a case of the most urgent and extreme necessity, of invading its territory, either to arrest the persons or destroy the property of those who may have violated the municipal laws of such foreign Government, or have disregarded their obligations arising under the law of nations. The territory of the United States must be regarded as sacredly secure against all such invasions, until they shall voluntarily acknowledge inability to acquit themselves of their duties to others; and, in announcing this sentiment, I do but affirm a principle which no nation on earth would be more ready to vindicate, at all hazards, than the people and Government of Great Britain. If, upon a full investigation of all the facts, it shall appear that the owner of the Caroline was governed by a hostile intent, or had made common cause with those who were in the occupancy of Navy Island, then, so far as he is concerned, there can be no claim to indemnity for the destruction of his boat, which this Government would feel itself bound to prosecute, since he would have acted, not only in derogation of the rights of Great Britain, but in clear violation of the laws of the United States. But that is a question which, however settled, in no manner involves the higher consideration of the violation of territorial sovereignty and jurisdiction. To recognise it as

an admissible practice that each Government, in its turn, upon any sudden and unauthorized outbreak which, on a frontier the extent of which renders it impossible for either to have an efficient force on every mile of it, and which outbreak, therefore, neither may be able to suppress in a day, may take vengeance into its own hands, and, without even a remonstrance, and in the absence of any pressing or overruling necessity, may invade the territory of the other, would inevitably lead to results equally to be deplored by both. When border collisions come to receive the sanction, or to be made on the authority, of either Government, general war must be the inevitable result. While it is the ardent desire of the United States to cultivate the relations of peace with all nations, and to fulfil all the duties of good neighborhood toward those who possess territories adjoining their own, that very desire would lead them to deny the right of any foreign power to invade their boundary with an armed force. The correspondence between the two Governments on this subject will, at a future day of your session, be submitted to your consideration; and, in the meantime, I cannot but indulge the hope that the British Government will see the propriety of renouncing, as a rule of future action, the precedent which has been set in the affair at Schlosser.

I herewith submit the correspondence which has recently taken place between the American Minister at the court of St. James, Mr. Stevenson, and the Minister of Foreign Affairs of that Government, on the right claimed by that Government to visit and detain vessels sailing under the American flag, and engaged in prosecuting lawful commerce in the African seas. Our commercial interests in that region have experienced considerable increase, and have become an object of much importance; and it is the duty of this Government to protect them against all improper and vexatious interruption. However desirous the United States may be for the suppression of the slave-trade, they cannot consent to interpolations into the maritime code, at the mere will and pleasure of other governments. We deny the right of any such interpolation to any one, or all the nations of the earth, without our consent. We claim to have a voice in all amendments or alterations of that code; and when we are given to understand, as in this instance, by a foreign government, that its treaties with other nations cannot be executed without the establishment and enforcement of new principles of maritime police, to be applied without our consent, we must employ a language neither of equivocal import, or susceptible of misconstruction. American citizens, prosecuing a lawful commerce in the African seas, under the flag of their country, are not responsible for the abuse or unlawful use of that flag by others; nor can they rightfully, on account of any such alleged abuses, be interrupted, molested, or detained, while on the ocean; and if thus molested and detained, while pursuing honest voyages in the usual way, and violating no law themselves, they are unquestionably entitled to indemnity. This Government has manifested its repugnance to the slave-trade, in a manner which cannot be misunderstood. By its fundamental law, it prescribed limits in point of time to its continuance; and against its own citizens, who might so far forget the rights of humanity as to engage in that wicked traffic, it has long since, by its municipal laws, denounced the most condign punishment. Many of the States composing this Union, had made appeals to the civilized world for its suppression, long before the moral sense of other nations had become shocked by the iniquities of the traffic.

Whether this Government should now enter into treaties containing mutual

stipulations upon this subject, is a question for its mature deliberation. Certain it is, that if the right to detain American ships on the high seas, can be justified on the plea of a necessity for such detention, arising out of the existence of treaties between other nations, the same plea may be extended and enlarged by the new stipulations of new treaties, to which the United States may not be a party. This Government will not cease to urge upon that of Great Britain, full and ample remuneration for all losses, whether arising from detention or otherwise, to which American citizens have heretofore been, or may hereafter be subjected, by the exercise of rights which this Government cannot recognise as legitimate and proper. Nor will I indulge a doubt but that the sense of justice of Great Britain will constrain her to make retribution for any wrong or loss which any American citizen, engaged in the prosecution of lawful commerce, may have experienced at the hands of her cruisers, or other public authorities. This Government, at the same time, will relax no effort to prevent its citizens, if there be any so disposed, from prosecuting a traffic so revolting to the feelings of humanity. It seeks to do no more than to protect the fair and honest trader from molestation and injury; but while the enterprising mariner, engaged in the pursuit of an honorable trade, is entitled to its protection, it will visit, with condign punishment, others of an opposite character.

I invite your attention to existing laws for the suppression of the African slave-trade, and recommend all such alterations as may give to them greater force and efficacy. That the American flag is grossly abused by the abandoned and profligate of other nations, is but too probable. Congress has not long since had this subject under its consideration, and its importance well justifies renewed and anxious attention.

I also communicate herewith the copy of a correspondence between Mr. Stevenson and Lord Palmerston, upon the subject, so interesting to several of the southern States, of the rice duties, which resulted honorably to the justice of Great Britain, and advantageously to the United States.

At the opening of the last annual session, the President informed Congress of the progress which had then been made in negotiating a convention between this Government and that of England, with a view to the final settlement of the question of the boundary between the territorial limits of the two countries. I regret to say that little further advancement of the object has been accomplished since last year; but this is owing to circumstances no way indicative of any abatement of the desire of both parties to hasten the negotiation to its conclusion, and to settle the question in dispute as early as possible. In the course of the session it is my hope to be able to announce some further degree of progress toward the accomplishment of this highly desirable end.

The commission appointed by this Government for the exploration and survey of the line of boundary, separating the States of Maine and New Hampshire from the conterminous British provinces, is, it is believed, about to close its field labors, and is expected soon to report the results of its examinations to the Department of State. The Report, when received, will be laid before Congress.

The failure on the part of Spain to pay, with punctuality, the interest due under the Convention of 1834, for the settlement of claims between the two countries, has made it the duty of the Executive to call the particular attention of that Government to the subject. A disposition has been manifested by it, which is believed to be entirely sincere, to fulfil its obligations, in this

respect, so soon as its internal condition, and the state of its finances will permit. An arrangement is in progress, from the result of which, it is trusted, that those of our citizens who have claims under the Convention, will, at no distant day, receive the stipulated payments.

A Treaty of Commerce and Navigation with Belgium was concluded and signed at Washington on the 29th March, 1840, and was duly sanctioned by the Senate of the United States. The treaty was ratified by his Belgian Majesty, but did not receive the approbation of the Belgian Chambers within the time limited by its terms, and has, therefore, become void.

This occurrence assumes the graver aspect, from the consideration that, in 1833, a treaty negotiated between the two Governments, and ratified on the part of the United States, failed to be ratified on the part of Belgium. The representative of that Government at Washington, informs the Department of State that he has been instructed to give explanations of the causes which occasioned delay in the approval of the late treaty by the Legislature, and to express the regret of the King at the occurrence.

The joint commission under the convention with Texas, to ascertain the true boundary between the two countries, has concluded its labors; but the final report of the commissioner of the United States has not been received. It is understood, however, that the meridian line, as traced by the commission, lies somewhat further east than the position hitherto generally assigned to it, and, consequently, includes in Texas some part of the territory which had been considered as belonging to the States of Louisiana and Arkansas.

The United States cannot but take a deep interest in whatever relates to this young but growing republic. Settled principally by emigrants from the United States, we have the happiness to know that the great principles of civil liberty are there destined to flourish, under wise institutions and whole some laws; and that, through its example, another evidence is to be afforded of the capacity of popular institutions to advance the prosperity, happiness, and permanent glory of the human race. The great truth, that government was made for the people, and not the people for government, has already been established in the practice and by the example of these United States; and we can do no other than contemplate its further exemplification by a sister republic with the deepest interest.

Our relations with the independent States of this hemisphere, formerly under the dominion of Spain, have not undergone any material change within the past year. The incessant sanguinary conflicts in or between those countries, are to be greatly deplored, as necessarily tending to disable them from performing their duty as members of the community of nations, and rising to the destiny which the position and natural resources of many of them, might lead them justly to anticipate, as constantly giving occasion, also, directly or indirectly, for complaints on the part of our citizens who resort thither for purposes of commercial intercourse, and as retarding reparation for wrongs already committed, some of which are by no means of recent date.

The failure of the Congress of Ecuador to hold a session, at the time appointed for that purpose, in January last, will probably render abortive a treaty of commerce with that republic, which was signed at Quito, on the 13th of June, 1839, and had been duly ratified on our part, but which required the approbation of that body prior to its ratification by the Ecuadorian Executive.

A convention which has been concluded with the republic of Peru, pro-

viding for the settlement of certain claims of citizens of the United States upon the Government of that republic, will be duly submitted to the Senate.

The claims of our citizens against the Brazilian Government, originating from captures and other causes, are still unsatisfied. The United States have, however, so uniformly shown a disposition to cultivate relations of amity with that empire, that it is hoped the unequivocal tokens of the same spirit toward us, which an adjustment of the affairs referred to would afford, will be given without further avoidable delay.

The war with the Indian tribes on the peninsula of Florida has, during the last summer and fall, been prosecuted with untiring activity and zeal. A summer campaign was resolved upon as the best mode of bringing it to a close. Our brave officers and men, who have been engaged in that service, have suffered toils and privations, and exhibited an energy which, in any other war, would have won for them unfading laurels. In despite of the sickness incident to the climate, they have penetrated the fastnesses of the Indians, broken up their encampments, and harassed them unceasingly. Numbers have been captured, and still greater numbers have surrendered, and have been transported to join their brethren on the lands elsewhere allotted to them by the Government; and a strong hope is entertained that, under the conduct of the gallant officer at the head of the troops in Florida, that troublesome and expensive war is destined to a speedy termination. With all the other Indian tribes we are enjoying the blessings of peace. Our duty, as well as our best interests, prompt us to observe, in all our intercourse with them, fidelity in fulfilling our engagements, the practice of strict justice, as well as the constant exercise of acts of benevolence and kindness. These are the great instruments of civilization; and through the use of them alone can the untutored child of the forest be induced to listen to its teachings.

The Secretary of State, on whom the acts of Congress have devolved the duty of directing the proceedings for the taking of the sixth census, or enumeration of the inhabitants of the United States, will report to the two Houses the progress of that work. The enumeration of persons has been completed, and exhibits a grand total of 17,069,453; making an increase over the census of 1830 of 4,202,646 inhabitants, and showing a gain in a ratio exceeding 32½ per cent. for the last ten years.

From the report of the Secretary of the Treasury, you will be informed of the condition of the finances. The balance in the Treasury on the 1st of January last, as stated in the report of the Secretary of the Treasury submitted to Congress at the extra session, was $987,345 03. The receipts into the Treasury during the first three quarters of this year, from all sources, amount to $23,467,072 52. The estimated receipts for the fourth quarter amount to $6,943,095 25; amounting to $30,410,167 77, and making, with the balance in the Treasury on the 1st of January last, $31,397,512 80. The expenditures for the first three quarters of this year amount to $24,734,346 97. The expenditures for the fourth quarter, as estimated, will amount to $7,290,723 73; thus making a total of $32,025,070 70, and leaving a deficit to be provided for, on the 1st of January next, of about $627,557 90.

Of the loan of $12,000,000, which was authorized by Congress at its late session, only $5,432,726 88 have been negotiated. The shortness of time which it had to run, has presented no inconsiderable impediment in the way of its being taken by capitalists at home, while the same cause would have

operated with much greater force in the foreign market. For that reason the foreign market has not been resorted to—and it is now submitted, whether it would not be advisable to amend the law by making what remains undisposed of, payable at a more distant day.

Should it be necessary in any view that Congress may take of the subject to revise the existing tariff of duties, I beg leave to say, that, in the performance of that most delicate operation, moderate counsels would seem to be the wisest. The Government, under which it is our happiness to live, owes its existence to the spirit of compromise which prevailed among its framers—jarring and discordant opinions could only have been reconciled by that noble spirit of patriotism which prompted conciliation, and resulted in harmony. In the same spirit the Compromise bill, as it is commonly called, was adopted at the session of 1833. While the people of no portion of the Union will ever hesitate to pay all necessary taxes for the support of Government, yet an innate repugnance exists to the imposition of burthens not really necessary for that object. In imposing duties, however, for the purposes of revenue, a right to discriminate as to the articles on which the duty shall be laid, as well as the amount, necessarily and most properly exists. Otherwise the Government would be placed in the condition of having to levy the same duties upon all articles, the productive as well as the unproductive. The slightest duty upon some might have the effect of causing their importation to cease, whereas others entering extensively into the consumption of the country, might bear the heaviest, without any sensible diminution in the amount imported. So also the Government may be justified in so discriminating, by reference to other considerations of domestic policy connected with our manufactures. So long as the duties shall be laid with distinct reference to the wants of the Treasury, no well-founded objection can exist against them. It might be esteemed desirable that no such augmentation of the taxes should take place as would have the effect of annulling the land proceeds distribution act of the last session, which act is declared to be inoperative the moment the duties are increased beyond 20 per cent., the maximum rate established by the Compromise act. Some of the provisions of the Compromise act, which will go into effect on the 30th day of June next, may, however, be found exceedingly inconvenient in practice, under any regulations that Congress may adopt. I refer more particularly to that relating to the home valuation. A difference in value of the same articles to some extent will, necessarily, exist at different ports—but that is altogether insignificant when compared with the conflicts in valuation, which are likely to arise from the differences of opinion among the numerous appraisers of merchandise. In many instances the estimates of value must be conjectural, and thus as many different rates of value may be established as there are appraisers. These differences in valuation may also be increased by the inclination which, without the slightest imputation on their honesty, may arise on the part of the appraisers in favor of their respective ports of entry. I recommend this whole subject to the consideration of Congress, with a single additional remark. Certainty and permanency in any system of governmental policy are, in all respects, eminently desirable—but more particularly is this true in all that affects trade and commerce; the operations of which depend much more on the certainty of their returns, and calculations which embrace distant periods of time, than on high bounties, or duties, which are liable to constant fluctuations.

At your late session, I invited your attention to the condition of the cur-

rency and exchanges, and urged the necessity of adopting such measures as were consistent with the constitutional competency of the Government, in order to correct the unsoundness of the one, and, as far as practicable, the inequalities of the other. No country can be in the enjoyment of its full measure of prosperity, without the presence of a medium of exchange, approximating to uniformity of value. What is necessary as between the different nations of the earth, is also important as between the inhabitants of different parts of the same country. With the first, the precious metals constitute the chief medium of circulation, and such also would be the case as to the last, but for inventions comparatively modern, which have furnished, in place of gold and silver, a paper circulation. I do not propose to enter into a comparative analysis of the merits of the two systems. Such belonged more properly to the period of the introduction of the paper system. The speculative philosopher might find inducements to prosecute the inquiry; but his researches could only lead him to conclude, that the paper sytem had probably better never have been introduced, and that society might have been much happier without it. The practical statesman has a very different task to perform. He has to look at things as they are, to take them as he finds them, to supply deficiencies, and to prune excesses as far as in him lies. The task of furnishing a corrective for derangements of the paper medium with us, is almost inexpressibly great. The power exerted by the States to charter banking corporations, and which, having been carried to a great excess, has filled the country with, in most of the States, an irredeemable paper medium, is an evil which, in some way or other, requires a corrective. The rates at which bills of exchange are negotiated between different parts of the country, furnish an index of the value of the local substitute for gold and silver, which is, in many parts, so far depreciated as not to be received, except at a large discount, in payment of debts, or in the purchase of produce. It could earnestly be desired that every bank, not possessing the means of resumption, should follow the example of the late United States Bank of Pennsylvania, and go into liquidation, rather than by refusing to do so, to continue embarrassments in the way of solvent institutions, thereby augmenting the difficulties incident to the present condition of things. Whether this Government, with due regard to the rights of the States, has any power to constrain the banks, either to resume specie payments, or to force them into liquidation, is an inquiry which will not fail to claim your consideration. In view of the great advantages which are allowed the corporators, not among the least of which is the authority contained in most of their charters, to make loans to three times the amount of their capital, thereby often deriving three times as much interest on the same amount of money, as any individual is permitted by law to receive, no sufficient apology can be urged for a long-continued suspension of specie payments. Such suspension is productive of the greatest detriment to the public, by expelling from circulation the precious metals, and seriously hazarding the success of any effort that this Government can make, to increase commercial facilities, and to advance the public interests. This is the more to be regretted, and the indispensable necessity for a sound currency becomes the more manifest, when we reflect on the vast amount of the internal commerce of the country. Of this we have no statistics nor just data for forming adequate opinions. But there can be no doubt but that the amount of transportation coastwise by sea, and the transportation inland by railroads and canals, and by steamboats and other modes of con-

veyance over the surface of our vast rivers and immense lakes, and the value of property carried and interchanged by these means, form a general aggregate, to which the foreign commerce of the country, large as it is, makes but a distant approach.

In the absence of any controlling power over this subject, which, by forcing a general resumption of specie payments, would at once have the effect of restoring a sound medium of exchange, and would leave to the country but little to desire, what measure of relief, falling within the limits of our constitutional competency, does it become this Government to adopt? It was my painful duty at your last session, under the weight of most solemn obligations, to differ with Congress on the measures which it proposed for my approval, and which it doubtless regarded as corrective of existing evils. Subsequent reflection and events, since occurring, have only served to confirm me in the opinions then entertained and frankly expressed.

I must be permitted to add, that no scheme of governmental policy, unaided by individual exertions, can be available for ameliorating the present condition of things. Commercial modes of exchange, and a good currency, are but the necessary means of commerce and intercourse, not the direct productive sources of wealth. Wealth can only be accumulated by the earnings of industry and the savings of frugality; and nothing can be more ill-judged than to look to facilities in borrowing, or to a redundant circulation, for the power of discharging pecuniary obligations. The country is full of resources, and the people full of energy; and the great and permanent remedy for present embarrassments must be sought in industry, economy, the observance of good faith, and the favorable influence of time.

In pursuance of a pledge given to you in my last message to Congress, which pledge I urge as an apology for adventuring to present you the details of any plan, the Secretary of the Treasury will be ready to submit to you, should you require it, a plan of finance which, while it throws around the public treasure reasonable guards for its protection, and rests on powers acknowledged in practice to exist from the origin of the Government, will, at the same time, furnish to the country a sound paper medium, and afford all reasonable facilities for regulating the exchanges. When submitted, you will perceive in it a plan amendatory of the existing laws in relation to the Treasury Department—subordinate in all respects to the will of Congress directly, and the will of the people indirectly—self-sustaining, should it be found in practice to realize its promises in theory, and repealable at the pleasure of Congress. It proposes, by effectual restraints, and by invoking the true spirit of our institutions, to separate the purse from the sword, or, more properly to speak, denies any other control to the President over the agents who may be selected to carry it into execution, but what may be indispensably necessary to secure the fidelity of such agents; and, by wise regulations, keeps plainly apart from each other, private and public funds. It contemplates the establishment of a board of control, at the seat of Government, with agencies at prominent commercial points, or wherever else Congress shall direct, for the safe-keeping and disbursement of the public moneys, and a substitution, at the option of the public creditor, of treasury-notes, in lieu of gold and silver. It proposes to limit the issues to an amount not to exceed $15,000,000, without the express sanction of the legislative power. It also authorizes the receipt of individual deposites of gold and silver to a limited amount, and the granting certificates of deposite, divided into such sums

as may be called for by the depositors. It proceeds a step further, and authorizes the purchase and sale of domestic bills and drafts, resting on a real and substantial basis, payable at sight, or having but a short time to run, and drawn on places not less than one hundred miles apart; which authority, except in so far as may be necessary for Government purposes exclusively, is only to be exerted upon the express condition that its exercise shall not be prohibited by the State in which the agency is situated. In order to cover the expenses incident to the plan, it will be authorized to receive moderate premiums for certificates issued on deposites, and on bills bought and sold, and thus, as far as its dealings extend, to furnish facilities to commercial intercourse at the lowest possible rates, and to subduct from the earnings of industry the least possible sum. It uses the State banks at a distance from the agencies, as auxiliaries, without imparting any power to trade in its name. It is subjected to such guards and restraints as have appeared to be necessary. It is the creature of law, and exists only at the pleasure of the Legislature. It is made to rest on an actual specie basis, in order to redeem the notes at the places of issue; produces no dangerous redundancy of circulation; affords no temptation to speculation; is attended by no inflation of prices; is equable in its operation; makes the treasury-notes, which it may use along with certificates of deposite, and the notes of specie-paying banks, convertible at the place where collected, receivable in payment of Government dues; and, without violating any principle of the constitution, affords the Government and the people such facilities as are called for by the wants of both. Such, it has appeared to me, are its recommendations; and in view of them, it will be submitted, whenever you may require it, to your consideration.

I am not able to perceive that any fair and candid objection can be urged against the plan, the principal outlines of which I have thus presented. I cannot doubt but that the notes which it proposes to furnish, at the voluntary option of the public creditor, issued in lieu of the revenue, and its certificates of deposite, will be maintained at an equality with gold and silver everywhere. They are redeemable in gold and silver on demand, at the places of issue. They are receivable everywhere in payment of Government dues. The treasury-notes are limited to an amount of one fourth less than the estimated annual receipts of the Treasury; and, in addition, they rest upon the faith of the Government for their redemption. If all these assurances are not sufficient to make them available, then the idea, as it seems to me, of furnishing a sound paper medium of exchange, may be entirely abandoned.

If a fear be indulged that the Government may be tempted to run into excess, in its issues at any future day, it seems to me that no such apprehension can reasonably be entertained, until all confidence in the representatives of the States and of the people, as well as of the people themselves, shall be lost. The weightiest considerations of policy require that the restraints now proposed to be thrown around the measure should not for light causes be removed. To argue against any proposed plan its liability to possible abuse, is to reject every expedient, since everything dependant on human action is liable to abuse. Fifteen millions of treasury-notes may be issued as the *maximum;* but a discretionary power is to be given to the board of control under that sum, and every consideration will unite in leading them to feel their way with caution. For the first eight years of the existence of the late Bank of the United States, its circulation barely exceeded $4,000,000; and for five of its most prosperous years, it was about

equal to $16,000,000. Furthermore, the authority given to receive private deposites to a limited amount, and to issue certificates in such sums as may be called for by the depositors, may so far fill up the channels of circulation as greatly to diminish the necessity of any considerable issue of treasury-notes. A restraint upon the amount of private deposites has seemed to be indispensably necessary, from an apprehension, thought to be well founded, that in any emergency of trade, confidence might be so far shaken in the banks as to induce a withdrawal from them of private deposites, with a view to insure their unquestionable safety when deposited with the Government, which might prove eminently disastrous to the State banks. Is it objected that it is proposed to authorize the agencies to deal in bills of exchange? It is answered, that such dealings are to be carried on at the lowest possible premium; are made to rest on an unquestionably sound basis; are designed to reimburse merely the expenses which would otherwise devolve upon the Treasury; and are in strict subordination to the decision of the Supreme Court in the case of the Bank of Augusta against Earle, and other reported cases; and thereby avoids all conflict with State jurisdiction, which I hold to be indispensably requisite. It leaves the banking privileges of the States without interference; looks to the Treasury and the Union; and, while furnishing every facility to the first, is careful of the interests of the last. But above all, it is created by law, is amendable by law, and is repealable by law; and, wedded as I am to no theory, but looking solely to the advancement of the public good, I shall be among the very first to urge its repeal, if it be found not to subserve the purposes and objects for which it may be created. Nor will the plan be submitted in any overweening confidence in the sufficiency of my own judgment, but with much greater reliance on the wisdom and patriotism of Congress. I cannot abandon this subject without urging upon you, in the most emphatic manner, whatever may be your action on the suggestions which I have felt it to be my duty to submit, to relieve the Chief Executive Magistrate, by any and all constitutional means, from a controlling power over the public Treasury. If, in the plan proposed, should you deem it worthy of your consideration, that separation is not as complete as you may desire, you will, doubtless, amend it in that particular. For myself, I disclaim all desire to have any control over the public moneys, other than what is indispensably necessary to execute the laws which you may pass.

Nor can I fail to advert, in this connexion, to the debts which many of the States of the Union have contracted abroad, and under which they continue to labor. That indebtedness amounts to a sum not less than $200,000,000—and which has been retributed to them, for the most part, in works of internal improvement, which are destined to prove of vast importance in ultimately advancing their prosperity and wealth. For the debts thus contracted the States are alone responsible. I can do no more than express the belief that each State will feel itself bound, by every consideration of honor, as well as of interest, to meet its engagements with punctuality. The failure, however, of any one State to do so, should in no degree affect the credit of the rest; and the foreign capitalist will have no just cause to experience alarm as to all other State stocks, because any one or more of the States may neglect to provide with punctuality the means of redeeming their engagements. Even such States, should there be any, considering the great rapidity with which their resources are developing themselves, will not fail to have the means, at no very distant day, to redeem their obligations to the ut-

termost farthing—nor will I doubt but that, in view of that honorable conduct which has evermore governed the States and the people of this Union, they will each and all resort to every legitimate expedient, before they will forego a faithful compliance with their obligations.

From the report of the Secretary of War, and other reports accompanying it, you will be informed of the progress which has been made in the fortifications designed for the protection of our principal cities, roadsteads, and inland frontier, during the present year; together with their true state and condition. They will be prosecuted to completion with all the expedition which the means placed by Congress, at the disposal of the Executive, will allow.

I recommend particularly to your consideration that portion of the Secretary's report which proposes the establishment of a chain of military posts, from Council Bluffs to some point on the Pacific ocean, within our limits. The benefit thereby destined to accrue to our citizens engaged in the fur-trade, over that wilderness region—added to the importance of cultivating friendly relations with savage tribes inhabiting it, and at the same time of giving protection to our frontier settlements, and of establishing the means of safe intercourse between the American settlements at the mouth of the Columbia river, and those on this side of the Rocky mountains—would seem to suggest the importance of carrying into effect the recommendations upon this head with as little delay as may be practicable.

The report of the Secretary of the Navy will place you in possession of the present condition of that important arm of the national defence. Every effort will be made to add to its efficiency, and I cannot too strongly urge upon you liberal appropriations to that branch of the public service. Inducements of the weightiest character exist for the adoption of this course of policy. Our extended and otherwise exposed maritime frontier calls for protection, to the furnishing of which, an efficient naval force is indispensable. We look to no foreign conquests, nor do we propose to enter into competition with any other nation for supremacy on the ocean; but it is due, not only to the honor, but to the security of the people of the United States, that no nation should be permitted to invade our waters at pleasure, and subject our towns and villages to conflagration or pillage. Economy in all branches of the public service is due from all the public agents to the people; but parsimony alone would suggest the withholding of the necessary means for the protection of our domestic firesides from invasion, and our national honor from disgrace. I would most earnestly recommend to Congress to abstain from all appropriations for objects not absolutely necessary; but I take upon myself, without a moment of hesitancy, all the responsibility of recommending the increase and prompt equipment of that gallant navy, which has lighted up every sea with its victories, and spread an imperishable glory over the country.

The report of the Postmaster General will claim your particular attention, not only because of the valuable suggestions which it contains, but because of the great importance which, at all times, attaches to that interesting branch of the public service. The increased expense of transporting the mail along the principal routes, necessarily claims the public attention and has awakened a corresponding solicitude on the part of the Government. The transmission of the mail must keep pace with those facilities of intercommunication which are every day becoming greater through the building of railroads and the application of steam-power; but it cannot be

disguised that, in order to do so, the Post Office Department is subjected to heavy exactions. The lines of communication between distant parts of the Union, are, to a great extent, occupied by railroads, which, in the nature of things, possess a complete monopoly, and the department is therefore liable to heavy and unreasonable charges. This evil is destined to great increase in future, and some timely measure may become necessary to guard against it.

I feel it my duty to bring under your consideration a practice which has grown up in the administration of the Government, and which, I am deeply convinced, ought to be corrected. I allude to the exercise of the power which usage, rather than reason, has vested in the Presidents, of removing incumbents from office, in order to substitute others more in favor with the dominant party. My own conduct, in this respect, has been governed by a conscientious purpose to exercise the removing power, only in cases of unfaithfulness or inability, or in those in which its exercise appeared necessary, in order to discountenance and suppress that spirit of active partisanship, on the part of holders of office, which not only withdraws them from the steady and impartial discharge of their official duties, but exerts an undue and injurious influence over elections, and degrades the character of the Government itself, inasmuch as it exhibits the Chief Magistrate as being a party, through his agents, in the secret plots or open workings of political parties.

In respect to the exercise of this power, nothing should be left to discretion which may safely be regulated by law; and it is of high importance to restrain, as far as possible, the stimulus of personal interests in public elections. Considering the great increase which has been made in public offices in the last quarter of a century, and the probability of further increase, we incur the hazard of witnessing violent political contests, directed, too often, to the single object of retaining office by those who are in, or obtaining it by those who are out. Under the influence of these convictions, I shall cordially concur in any constitutional measure for regulating, and, by regulating, restraining, the power of removal.

I suggest for your consideration the propriety of making, without further delay, some specific application of the funds derived under the will of Mr. Smithson of England, for the diffusion of knowledge; and which have, heretofore, been vested in public stocks, until such time as Congress should think proper to give them a specific direction. Nor will you, I feel confident, permit any abatement of the principal of the legacy to be made, should it turn out that the stocks, in which the investments have been made, have undergone a depreciation.

In conclusion, I commend to your care the interests of this District, for which you are the exclusive legislators. Considering that this city is the residence of the Government, and, for a large part of the year, of Congress, and considering, also, the great cost of the public buildings, and the propriety of affording them at all times careful protection, it seems not unreasonable that Congress should contribute toward the expense of an efficient police.

JOHN TYLER.

WASHINGTON, *Dec.* 7, 1841.

The message was read.

On motion by Mr. Mangum,

Ordered, That it be printed, with the accompanying documents.

On motion by Mr. Smith, of Indiana,

Ordered, That fifteen hundred copies of the message and the accompanying documents, and three thousand five hundred copies of the message alone, in addition to the usual number, be printed for the use of the Senate.

On motion by Mr. Bayard,

Ordered, That until otherwise ordered, the hour of meeting be 12 o'clock; and

On motion by Mr. Bayard,

The Senate adjourned.

WEDNESDAY, December 8, 1841.

The honorable Alexander Barrow, from the State of Louisiana; the honorable John McPherson Berrien, from the State of Georgia; the honorable Rufus Choate, from the State of Massachusetts; the honorable Nathan F. Dixon and the honorable James F. Simmons, from the State of Rhode Island and Providence Plantations; the honorable William R. King, from the State of Alabama; the honorable William D. Merrick, from the State of Maryland, and the honorable Jacob W. Miller, from the State of New Jersey, severally attended.

Mr. Archer submitted the following resolution; which was considered by unanimous consent, and agreed to:

Resolved, That two chaplains, of different denominations, be elected to Congress during the present session, one by each House, who shall interchange weekly.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

On motion by Mr. Huntington,

The Senate adjourned.

THURSDAY, December 9, 1841.

The honorable William Woodbridge, from the State of Michigan, attended.

Mr. Wright submitted the following resolution; which was considered by unanimous consent, and agreed to.

Resolved, That the 34th rule of the Senate be so far suspended that the presiding officer of the Senate shall appoint, for the present session, the standing committees of the Senate.

On motion by Mr. Bayard,

Ordered, That when the Senate adjourn, it be to Monday next.

On motion,

The Senate adjourned.

MONDAY, December 13, 1841.

The honorable Ambrose H. Sevier, from the State of Arkansas, attended.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

I transmit herewith a report from the War Department, in compliance with so much of the resolution of the Senate of March 3, 1841, respecting the military and naval defences of the country, as relates to the defences under the superintendence of that Department.

JOHN TYLER.

WASHINGTON, *December* 7, 1841.

The message was read.

Ordered, That it be printed, with the accompanying documents.

The President pro tempore laid before the Senate the following reports:

1. A report from the Secretary of State, accompanied by statements of the expenditures by that Department, during the year ending the 30th of November, 1841, from the following funds: incidental and contingent expenses of the Department of State; the contingent expenses of the northeast executive building; and contingent expenses of foreign intercourse: together with abstracts of certain accounts.

2. A report of the Secretary of the Navy, transmitting statements of the contingent expenditures on account of the offices of the Secretary of the Navy and Navy Commissioners, from the 30th of September, 1840, to the 30th of September, 1841.

3. A report of the Secretary of the Navy, transmitting a statement of the expenditures from the contingent fund of the navy, for one year, ending the 30th of September, 1841.

The reports were severally read, and ordered to be printed.

The President pro tempore laid before the Senate a communication from the Treasurer of the United States, transmitting copies of his accounts for the fourth quarter of 1839, and the first and second quarters of 1840; which was read.

Ordered, That it be printed, with the accompanying accounts.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

I transmit herewith a report from the Secretary of War, in compliance with a resolution of the Senate of the 3d of March last, calling for a comparative statement of the condition of the public defences, of all the preparations and means of defence, and of the actual and authorized strength of the army, on the 1st of January, 1829, and the 1st of January, 1841.

JOHN TYLER.

WASHINGTON, *December* 7, 1841.

The message was read.

Ordered, That it be printed, with the accompanying documents.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a resolution for the appointment of a joint committee to direct the expenditure of all moneys appropriated for the library of Congress; in which they request the concurrence of the Senate; and

Mr. Tillinghast, Mr. Aycrigg, and Mr. Sumpter, are the committee on their part.

The House of Representatives concur in the resolution passed by the Senate for the appointment of two chaplains, of different denominations, for the present session.

On motion by Mr. Archer,

The Senate proceeded to the election of a chaplain to Congress, on their part; and,

On counting the ballots, it appeared that the Reverend Septimus Tuston was duly elected.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider the resolution passed by the House of Representatives for the appointment of a joint library committee; and

Resolved, That they concur therein.

On motion by Mr. Clayton,

Ordered, That the committee be appointed by the President pro tempore.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Evans submitted the following resolution; which was considered by unanimous consent, and agreed to:

Resolved, That a committee on enrolled bills be appointed on the part of the Senate, in pursuance of the Joint Rules of the two Houses.

On motion by Mr. Evans,

Ordered, That the President pro tempore appoint the committee.

On motion,

The Senate adjourned.

TUESDAY, December 14, 1841.

The President pro tempore laid before the Senate the following reports:

1. A report of the Secretary of the Treasury, made in pursuance of the act "for the relief of certain insolvent debtors," approved March 2, 1831;

2. A report of the Secretary of War, made agreeably to law, accompanied by abstracts of expenditures from the contingent funds of that Department and its offices, for the year ending September 30, 1841.

The reports were severally read.

The President pro tempore announced the appointment of the following standing committees:

A Committee on Foreign Relations, consisting of Mr. Rives, Mr. Preston, Mr. Buchanan, Mr. Tallmadge, and Mr. Choate.

A Committee on Finance, consisting of Mr. Evans, Mr. Mangum, Mr. Woodbury, Mr. Bayard, and Mr. Berrien.

A Committee on Commerce, consisting of Mr. Huntington, Mr. Woodbridge, Mr. King, Mr. Barrow, and Mr. Wright.

A Committee on Manufactures, consisting of Mr. Simmons, Mr. Archer, Mr. Miller, Mr. Buchanan, and Mr. Morehead.

A Committee on Agriculture, consisting of Mr. Linn, Mr. Bates, Mr. Barrow, Mr. Smith, of Connecticut, and Mr. Sturgeon.

A Committee on Military Affairs, consisting of Mr. Preston, Mr. Merrick, Mr. Benton, Mr. Archer, and Mr. Pierce.

A Committee on the Militia, consisting of Mr. Phelps, Mr. Fulton, Mr. Smith, of Indiana, Mr. Williams, and Mr. McRoberts.

A Committee on Naval Affairs, consisting of Mr. Mangum, Mr. Archer, Mr. Williams, Mr. Choate, and Mr. Bayard.

A Committee on Public Lands, consisting of Mr. Smith, of Indiana, Mr. Tallmadge, Mr. Walker, Mr. Huntington, and Mr. Prentiss.

A Committee on Private Land Claims, consisting of Mr. Henderson, Mr. Linn, Mr. Tappan, Mr. Fulton, and Mr. Dixon.

A Committee on Indian Affairs, consisting of Mr. Morehead, Mr. White, Mr. Sevier, Mr. Phelps, and Mr. Benton.

A Committee of Claims, consisting of Mr. Graham, Mr. Wright, Mr. Woodbury, Mr. Woodbridge, and Mr. Phelps.

A Committee on Revolutionary Claims, consisting of Mr. Dixon, Mr. Clayton, Mr. Smith, of Connecticut, Mr. Allen, and Mr. Cuthbert.

A Committee on the Judiciary, consisting of Mr. Berrien, Mr. Clayton, Mr. Prentiss, Mr. Walker, and Mr. Kerr.

A Committee on the Post Office and Post Roads, consisting of Mr. Merrick, Mr. Simmons, Mr. McRoberts, Mr. Mouton, and Mr. Miller.

A Committee on Roads and Canals, consisting of Mr. Porter, Mr. White, Mr. Young, Mr. King, and Mr. Cuthbert.

A Committee on Pensions, consisting of Mr. Bates, Mr. Pierce, Mr. Allen, Mr. Graham, and Mr. Sevier.

A Committee on the District of Columbia, consisting of Mr. Bayard, Mr. King, Mr. Kerr, Mr. Young, and Mr. Rives.

A Committee on Patents and the Patent Office, consisting of Mr. Prentiss, Mr. Porter, Mr. Henderson, Mr. Mouton, and Mr. Sturgeon.

A Committee on the Public Buildings, consisting of Mr. Kerr, Mr. Fulton, and Mr. Evans. Also,

A Committee on Engrossed Bills, consisting of Mr. McRoberts, Mr. Miller, and Mr. Sturgeon;

A Committee on Enrolled Bills, consisting of Mr. Porter, and Mr. Williams;

A Committee on Contingent Expenses, consisting of Mr. White, Mr. Tappan, and Mr. Porter; and

A Committee on the Library, consisting of Mr. Preston, Mr. Tappan, and Mr. Choate.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: I am directed to notify the Senate, that the House of Representatives have elected the Rev. John Newland Maffit, of the Methodist Episcopal church, the Chaplain to Congress, on their part, for the present session.

Mr. Evans presented the memorial of Thomas Fillebrown, jr., praying the payment of a balance ascertained to be due to him, as agent for the disbursement of the Naval Hospital fund, by a judgment in his favor, in a suit instituted against him by the United States; which was referred to the Committee of Claims.

Mr. Evans presented the petition of Daniel Palmer, a soldier in the late war with Great Britain, praying to be employed as a recruiting sergeant, in consideration of an injury received while in the discharge of his duty; which was referred to the Committee on Military Affairs.

On motion by Mr. Mouton,

Ordered, That the petition of Littleton Bailey, the petition of Marcelin Tassin, and the petition of Margaret Deveal, on the files of the Senate, be severally referred to the Committee on Private Land Claims.

On motion by Mr. Merrick,

Ordered, That the memorial of Caspar W. Wever, on the files of the Senate, be referred to the Committee on the District of Columbia.

On motion by Mr. Merrick,

Ordered, That the petition of the heir of John H. Stone, on the files of the Senate, be referred to the Committee on Revolutionary Claims.

On motion by Mr. Smith, of Indiana,

Ordered, That the petition of the heirs of Francis Vigo, on the files of the Senate, be referred to the Committee on Revolutionary Claims.

Mr. Pierce presented the petition of Mary Chamberlin, widow of Benjamin Chamberlin, deceased, late a revolutionary soldier, praying a pension; which was referred to the Committee on Pensions.

On motion by Mr. Bayard,

Ordered, That the petition of Irvine Shubrick, on the files of the Senate, be referred to the Committee on Naval Affairs.

Mr. Woodbury presented the petition of Hannah Spinney, formerly the widow of Jedediah Witham, praying an increase of pension; which was referred to the Committee on Pensions.

Mr. Woodbury presented the petition of Sarah Rendell, Polly Lord, and Anna Welch, widows of revolutionary officers and soldiers, praying an extension of the pensions granted under the act of July 7, 1838; which was referred to the Committee on Pensions.

Mr. Woodbury presented the petition of Abigail Tarlton and others, widows of certain officers, seamen, and marines, belonging to the private armed vessels of the United States, praying the continuance of the pensions formerly granted to them from the privateer pension fund; which was referred to the Committee on Pensions.

Mr. Woodbury presented the petition of John S. Harris, of Providence, Rhode Island, praying certain allowances for his services in taking the sixth census; which was referred to the Committee of Claims.

Mr. Woodbury presented the petition of Samuel Brown, naval officer for the district of Providence, Rhode Island, praying compensation for certain services required by instructions from the Treasury Department; which was referred to the Committee on Commerce.

On motion by Mr. Woodbury,

Ordered, That the petition of Benjamin L. Carleton, on the files of the Senate, be referred to the Committee on Pensions; and that the petition of Nathaniel Gunnison, on the files of the Senate, be referred to the Committee on Commerce.

Mr. Huntington presented the memorial of Charles Larrabee, late a major in the army of the United States, praying to be allowed arrearages of pension, and an increase of its present rate; which was referred to the Committee on Pensions.

Mr. Rives presented the petition of William Saunders and William R. Porter, praying to be relieved from the payment of a judgment obtained against them as sureties of William Estis, a paymaster during the last war with Great Britain; which was referred to the Committee on the Judiciary.

Mr. King presented the memorial of the General Assembly of the State of Alabama, praying that a tract of land in Jackson county, in that State, may be attached to some convenient land district; which was referred to the Committee on Public Lands.

Mr. Mangum submitted the following resolution, which was ordered to be printed:

Resolved, That a standing committee of the Senate be appointed, to whom shall be referred every question on the printing of documents, reports, or other matter, transmitted by either of the Executive Departments, and all memorials, petitions, accompanying documents, together with all other matter, the printing of which shall be moved, excepting bills originating in Congress, resolutions offered by any Senator, and motions to print by order of the standing committees of the Senate, of reports, documents, or other matter pertaining to the subjects referred to such committees by the Senate: and it shall be the duty of such Committee on Printing to report, in every case, in one day, or sooner, if practicable.

Mr. Barrow submitted the following resolution for consideration:

Resolved, That the Secretary of the Treasury be directed to inform the Senate what amount of public lands are now surveyed and prepared for market in the State of Louisiana; also, what amount of lands in said State have been advertised for sale by proclamation, and afterward suspended, and the reasons for such suspension.

Mr. Linn submitted the following resolution for consideration:

Resolved, That the Committee on Commerce be instructed to inquire into the expediency of making an appropriation to improve the navigation of the Ohio, Mississippi, and Missouri rivers, by the removal of snags, sunken trees, and other obstructions in their beds, which annually destroy a great number of steamboats and other water-craft, and a vast amount of produce and merchandise.

Agreeably to notice, Mr. King asked and obtained leave to bring in a bill (S. 1) to establish an additional land district in the State of Alabama; which was read the first and second times, by unanimous consent, and referred to the Committee on Public Lands.

Agreeably to notice, Mr. King asked and obtained leave to bring in a bill (S. 2) for the relief of Caroline E. Clitherall, widow of Doctor George C. Clitherall, late a surgeon in the army of the United States; which was read the first and second times, by unanimous consent, and referred, with the papers on file, to the Committee on Military Affairs.

Agreeably to notice, Mr. King asked and obtained leave to bring in a bill (S. 3) for the relief of Jubal B. Hancock, which was read the first and second times, by unanimous consent, and referred to the Committee on Indian Affairs, with the papers on file.

Agreeably to notice, Mr. Williams asked and obtained leave to bring in a bill (S. 4) to provide for the settlement of the claim of the State of Maine for the services of her militia; which was read the first and second times, by unanimous consent, and referred to the Committee on Military Affairs.

Agreeably to notice, Mr. Prentiss asked and obtained leave to bring in a bill (S. 5) to establish a board of commissioners to hear and examine claims against the United States; which was read the first and second times, by unanimous consent, and referred to the Committee of Claims.

Agreeably to notice, Mr. Prentiss asked and obtained leave to bring in a bill (S. 6) for the relief of John McCloud; which was read the first and second times, by unanimous consent, and referred to the Committee on Pensions.

Agreeably to notice, Mr. Prentiss asked and obtained leave to bring in a bill (S. 7) for the relief of Margaret Barnes, widow of Elijah Barnes; which was read the first and second times, by unanimous consent, and referred to the Committee on Pensions.

Agreeably to notice, Mr. Prentiss asked and obtained leave to bring in a bill (S. 8) granting a pension to David Waller; which was read the first and second times, by unanimous consent, and referred to the Committee on Pensions.

Agreeably to notice, Mr. Prentiss asked and obtained leave to bring in a bill (S. 9) granting a pension to Pamela Allen, widow of the late Samuel Allen, a soldier of the Revolution; which was read the first and second times, by unanimous consent, and referred to the Committee on Pensions.

Agreeably to notice, Mr. Pierce asked and obtained leave to bring in a bill (S. 10) for the relief of the heirs of Daniel Pettibone, deceased; which was read the first and second times, by unanimous consent, and referred to the Committee on Military Affairs, together with the accompanying papers.

Agreeably to notice, Mr. Pierce asked and obtained leave to bring in a bill (S. 11) to provide for the allowance of invalid pensions to certain Cherokee warriors, under the provisions of the 14th article of the treaty of 1835; which was read the first and second times, by unanimous consent, and referred to the Committee on Pensions.

Agreeably to notice, Mr. Pierce asked and obtained leave to bring in a bill (S. 12) for the relief of Samuel Collins; which was read the first and second times, by unanimous consent, and referred to the Committee on Pensions.

Agreeably to notice, Mr. Pierce asked and obtained leave to bring in a bill (S. 13) for the relief of Joseph Bassett; which was read the first and second times, by unanimous consent, and referred to the Committee on Pensions.

Agreeably to notice, Mr. Fulton asked and obtained leave to bring in a bill (S. 14) allowing drawback upon foreign merchandise exported in the original packages to Chihuahua and Santa Fe, in Mexico; which was read the first and second times, by unanimous consent, and referred to the Committee on Commerce.

Agreeably to notice, Mr. Fulton asked and obtained leave to bring in a bill (S. 15) for the relief of George W. Paschal; which was read the first and second times, by unanimous consent, and referred to the Committee of Claims.

Agreeably to notice, Mr. Fulton asked and obtained leave to bring in a bill (S. 16) for the relief of James Smith, of Arkansas; which was read the first and second times by unanimous consent, and referred to the Committee on Public Lands.

Agreeably to notice, Mr. Berrien asked and obtained leave to bring in a bill (S. 17) to provide for the payment of the claims of the State of Georgia for money advanced by that State on account of expenses incurred by calling out militia in cases of emergency, to aid in the repression of Indian hostilities in Florida and Alabama, and to protect the citizens of Georgia from sudden incursions and ravages of the Creek and Seminole Indians; which was read the first and second times, by unanimous consent, and referred to the Committee on Military Affairs.

Agreeably to notice, Mr. White asked and obtained leave to bring in the following bills:

S. 18. A bill granting a pension to William Rand;

S. 19. A bill granting a pension to Mary Prettyman;

S. 20. A bill for the relief of Samuel Crapin; which were severally read the first and second times, by unanimous consent, and, with the papers on file, referred to the Committee on Pensions.

Agreeably to notice, Mr. Woodbury asked and obtained leave to bring in the following bills:

S. 21. A bill for the relief of Mary Neal, widow of Samuel Neal, deceased;

S. 22. A bill to place Charles Yeaton on the privateer pension list; which were severally read the first and second times, by unanimous consent, and referred to the committee on Pensions.

Agreeably to notice, Mr. Woodbury asked and obtained leave to bring in a bill (S. 23) increasing the pay of certain officers of revenue-cutters while serving in the navy of the United States; which was read the first and second times, by unanimous consent, and referred to the Committee on Commerce.

After the consideration of Executive business,

The Senate adjourned.

WEDNESDAY, DECEMBER 15, 1841.

The honorable John C. Calhoun, and the honorable William C. Preston, from the State of South Carolina, severally attended.

Mr. Smith, of Indiana, presented the petition of the trustees of township No. 27, south of the Wabash river, range 6 east, in the State of Indiana, praying authority to enter a section of land in lieu of the 16th section, on which a prior settlement has been made; which was referred to the Committee on Public Lands.

Mr. Evans presented the petition of Robert B. Lewis, praying the reimbursement of money paid into the Treasury for the reissuing of a patent, which he subsequently ascertained could not be effected; which was referred to the Committee on Patents and the Patent Office.

Mr. Wright presented the petition of a number of the citizens of Wheatland, in the State of New York, praying the adoption of measures for the liberation of American citizens held as prisoners by the British Government, in consequence of their participation in the late disturbances in Canada; which was referred to the Committee on Foreign Relations.

Mr. Wright presented the petition of David and Maria M. Brooks, heirs of Daniel Neil, deceased, praying to be allowed the seven years' half-pay to which their ancestor was entitled, as an officer in the continental army during the revolutionary war; which was referred to the Committee on Revolutionary Claims.

Mr. Wright presented the memorial of William A. Whitehead, late collector of the customs for the district of Key West, in Florida, praying to be allowed, in the settlement of his accounts, a credit for the amount of two debentures issued and paid by him in the discharge of his office; which was referred to the Committee on Finance.

Mr. Mangum presented the memorial of the heirs and assignees of Windsor Brown, Walter Brooks, William Brent, and others, officers in the Virginia State line in the revolutionary war, praying the bounty, in land, to which their ancestors were entitled, or a pecuniary equivalent; which was referred to the Committee on Private Land Claims.

Mr. Buchanan presented the petition of William Baird and others, of Pittsburg, Pennsylvania, engaged in the navigation of the western waters, praying the erection of suitable hospitals thereon; which was referred to the Committee on Commerce.

Mr. Buchanan presented the petition of James H. Davis and others, citizens of Pittsburg and Allegany, Pennsylvania, praying an appropriation

for the erection of marine hospitals at suitable points on the western waters; which was referred to the Committee on Commerce.

Mr. Buchanan presented the memorial of the Chamber of Commerce of the city of Philadelphia, praying the construction of piers on the western side of the Delaware river, near the mouth of Christiana creek; which was referred to the Committee on Commerce.

Mr. Bayard presented two memorials from citizens of the State of Delaware, praying the construction of piers on the western side of the Delaware river, near the mouth of Christiana creek; which were referred to the Committee on Commerce.

On motion by Mr. Rives,

Ordered, That the petition of the heirs of Robert H. Saunders, on the files of the Senate, be referred to the Committee on Revolutionary Claims.

On motion by Mr. Rives,

Ordered, That the petition of the legal representatives of Richard Harris and Nimrod Farrow, on the files of the Senate, be referred to the Committee of Claims.

On motion by Mr. Miller,

Ordered, That the petition of Jonathan Freeman, on the files of the Senate, be referred to the Committee on Pensions.

On motion by Mr. Smith, of Connecticut,

Ordered, That the petition of John S. Billings, and the petition of Wareham Kingsley, on the files of the Senate, be severally referred to the Committee on Pensions.

Mr. Woodbridge presented the petition of a number of citizens of Ottowa county, in the State of Michigan, praying an appropriation for the construction of a pier at the mouth of Grand river, in said State; which was referred to the Committee on Commerce.

On motion by Mr. Sevier,

Ordered, That the documents, on the files of the Senate, relating to the claims of Benjamin Murphy and Richard T. Banks, be severally referred to the Committee on Indian Affairs.

Mr. Pierce presented the petition of Mary Gould, widow of a deceased revolutionary soldier, praying a pension; which was referred to the Committee on Pensions.

Mr. King presented a preamble and resolutions passed by the General Assembly of the State of Alabama, requesting the Senators and Representatives of said State in Congress to procure the establishment of a land district within the territory lately acquired from the Cherokee Indians, or the annexation of that territory to the Coosa land district; also, a reduction of the minimum price of the public lands; which were referred to the Committee on Public Lands.

Mr. King presented a preamble and resolutions passed by the General Assembly of the State of Alabama, instructing the Senators and requesting the Representatives of said State in Congress to use their exertions to effect such a change in the existing laws relating to postage as will conform the rates of postage to the decimal currency of the country; which were referred to the Committee on the Post Office and Post Roads.

Mr. Porter presented the petition of a number of citizens of Detroit, Michigan, praying an appropriation for the construction of a harbor at Southport, on Lake Michigan; which was referred to the Committee on Commerce.

On motion by Mr. Graham,

Ordered, That the petition of Daniel Murray and Isaiah H. Spencer, on the files of the Senate, be referred to the Committee on the Post Office and Post Roads.

On motion by Mr. Williams,

Ordered, That the petition of Henry Fry, on the files of the Senate, be referred to the Committee on Naval Affairs.

On motion by Mr. Barrow,

Ordered, That Andrew Armstrong have leave to withdraw his memorial on the files of the Senate.

Mr. Bayard submitted the following motion, which was considered by unanimous consent, and agreed to:

Resolved, That the Committee on Naval Affairs be instructed to inquire into the expediency of abolishing the system of revenue-cutters, and of employing a part of the navy of the United States in that service.

Mr. Woodbury submitted the following resolution, which was ordered to be printed:

Resolved, That the Committee on Naval Affairs be instructed to inquire into the expediency of fixing by law the number of officers in each rank, of men and of vessels in commission, suitable for a peace establishment for the navy, and of regulating such establishment like that for the army, so as not to be changed except under express provision made by Congress.

On motion by Mr. Rives,

Ordered, That so much of the message of the President of the United States as relates to foreign affairs be referred to the Committee on Foreign Relations.

On motion by Mr. Huntington,

Ordered, That so much of the message of the President of the United States as relates to the commerce and navigation of the United States be referred to the Committee on Commerce.

On motion by Mr. Smith, of Indiana,

Ordered, That so much of the message of the President of the United States as relates to the public lands be referred to the Committee on Public Lands.

On motion by Mr. Bayard,

Ordered, That so much of the message of the President of the United States as relates to the District of Columbia be referred to the Committee on the District of Columbia.

On motion by Mr. Merrick,

Ordered, That so much of the message of the President of the United States as relates to the post office and post roads be referred to the Committee on the Post Office and Post Roads.

On motion by Mr. Mangum,

Ordered, That so much of the message of the President of the United States as relates to naval affairs be referred to the Committee on Naval Affairs.

On motion by Mr. Simmons,

Ordered, That so much of the message of the President of the United States as relates to the existing tariff of duties be referred to the Committee on Manufactures.

On motion by Mr. Sevier,

Ordered, That so much of the message of the President of the United

States as relates to Indian Affairs be referred to the Committee on Indian Affairs.

Agreeably to notice, Mr. Merrick asked and obtained leave to bring in a joint resolution (S. 1) directing the transfer to the State of Maryland of the stock in the Chesapeake and Ohio canal, standing in the name of the United States, upon certain conditions; which was read the first and second times, by unanimous consent, and referred to the Committee on Roads and Canals.

Agreeably to notice, Mr. Evans asked and obtained leave to bring in a bill (S. 24) to authorize the payment of equitable commissions to the agents or attorneys of persons in whose favor awards have been made under three several treaties between the United States and certain foreign powers; which awards have been retained in the Treasury in payment of debts due to the United States; which was read the first and second times, by unanimous consent, and referred to the Committee on Finance.

Agreeably to notice, Mr. Prentiss asked and obtained leave to bring in the following bills:

S. 25. A bill to authorize the payment of invalid pensions in certain cases;

S. 26. A bill for the relief of Thankful Reynolds;

S. 27. A bill for the relief of Esther Johnston, widow of Colonel Jonas Johnston, of North Carolina, deceased;

S. 28. A bill for the relief of Huldah Tucker.

The said bills were severally read the first and second times, by unanimous consent, and referred to the Committee on Pensions.

Agreeably to notice, Mr. White asked and obtained leave to bring in a bill (S. 29) making appropriations for the Cumberland road in the States of Ohio, Indiana, and Illinois; which was read the first and second times, by unanimous consent, and referred to the Committee on Roads and Canals.

Agreeably to notice, Mr. Huntington asked and obtained leave to bring in a bill (S. 30) to refund to Noah Miller and others, a part of the proceeds of the sale of the British sloop Mary and cargo, which were captured by them, and libelled and sold for the benefit of the United States; which was read the first and second times, by unanimous consent, and referred to the Committee on Commerce.

Agreeably to notice, Mr. Porter asked and obtained leave to bring in a bill (S. 31) supplementary to "An act to provide for the adjustment of titles to land in the town of Detroit, and Territory of Michigan, and for other purposes," passed April 21, 1806; which was read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

Agreeably to notice, Mr. Porter asked and obtained leave to bring in a bill (S. 32) for the relief of Obed P. Lacey; which was read the first and second times, by unanimous consent, and referred to the Committee on Public Lands.

Agreeably to notice, Mr. Porter asked and obtained leave to bring in a bill (S. 33) for the relief of certain companies of Michigan militia; which was read the first and second times, by unanimous consent, and referred to the Committee on Military Affairs.

Agreeably to notice, Mr. Fulton asked and obtained leave to bring in the following bills; which were severally read the first and second times, by unanimous consent, and referred to the Committee on Public Lands:

S. 34. A bill in relation to donations of land to certain persons in the State of Arkansas;

S. 35. A bill to settle the title to certain tracts of land in the State of Arkansas;

S. 36. A bill for the relief of Samuel Norris and Frederick Saugrain, of Arkansas;

S. 37. A bill for the relief of Henry Wilson.

Agreeably to notice, Mr. Fulton asked and obtained leave to bring in a bill (S. 38) for the relief of Ephraim D. Dickson; which was read the first and second times, by unanimous consent, and referred to the Committee of Claims.

Agreeably to notice, Mr. Pierce asked and obtained leave to bring in a bill (S. 39) for the settlement of the claims of New Hampshire against the United States; which was read the first and second times, by unanimous consent, and referred to the Committee on Military Affairs.

Agreeably to notice, Mr. Pierce asked and obtained leave to bring in the following bills:

S. 40. A bill granting a pension to Margaret Jamison;

S. 41. A bill in favor of Mary Snow.

The said bills were severally read the first and second times, by unanimous consent, and referred to the Committee on Pensions.

Agreeably to notice, Mr. Pierce asked and obtained leave to bring in a bill (S. 42) to equalize the pay of the army, and for other purposes; which was read the first and second times, by unanimous consent, and referred to the Committee on Military Affairs.

Agreeably to notice, Mr. Mouton asked and obtained leave to bring in the following bills:

S. 43. A bill to authorize the Legislature of the State of Louisiana to sell the lands heretofore appropriated for the use of schools in that State;

S. 44. A bill to revive the act entitled "An act to enable the claimants to land within the limits of Missouri and the Territory of Arkansas, to institute proceedings to try the validity of their claims," approved the 26th of May, 1824, and an act amending the same; and extending the provisions of said acts to claimants to land within the States of Louisiana and Mississippi.

The said bills were severally read the first and second times, by unanimous consent, and referred to the Committee on Public Lands.

Agreeably to notice, Mr. Linn asked and obtained leave to bring in a bill (S. 45) for creating a new land district in the State of Missouri, and for changing the boundaries of the southwestern and western land districts in said State; which was read the first and second times, by unanimous consent, and referred to the Committee on Public Lands.

Agreeably to notice, Mr. Linn asked and obtained leave to bring in the following bills:

S. 46. A bill to continue in force the "Act for the final adjustment of private land claims in Missouri," approved 9th July, 1832, and the act supplemental thereto, approved 2d March, 1833;

S. 47. A bill confirming the claim of the heirs of Joseph Thompson, senior, deceased, to a tract of land in Missouri;

S. 48. A bill for the relief of Sebastian Butcher and the heirs and legal representatives of Bartholomew Butcher, Michael Butcher, and Peter Bloom;

S. 49. A bill for the relief of Jaques Bon and Alexander Coleman, or their heirs and legal representatives.

The said bills were severally read the first and second times, by unanimous consent, and referred to the Committee on Private Land Claims.

Agreeably to notice, Mr. Linn asked and obtained leave to bring in the following bills:

S. 50. A bill for the relief of James H. Relfe;

S. 51. A bill for the relief of Adam D. Stuart.

The said bills were severally read the first and second times, by unanimous consent, and referred to the Committee of Claims.

Agreeably to notice, Mr. Linn asked and obtained leave to bring in a bill (S. 52) for the relief of the legal representatives of Nathaniel Pryor, deceased; which was read the first and second times, by unanimous consent, and referred to the Committee on Indian Affairs.

Agreeably to notice, Mr. King asked and obtained leave to bring in a bill (S. 53) authorizing the settlement and payment of certain claims of the State of Alabama; which was read the first and second times, by unanimous consent, and referred to the Committee of Claims.

Agreeably to notice, Mr. King asked and obtained leave to bring in a bill (S. 54) for the relief of certain settlers on the public lands, who were deprived of the benefits of the act granting pre-emption rights, which was approved the 19th of June, 1834; which was read the first and second times, by unanimous consent, and referred to the Committee on Public Lands.

Agreeably to notice, Mr. King asked and obtained leave to bring in a bill (S. 55) for the relief of the legal representatives of John Scott; which was read the first and second times, by unanimous consent, and referred to the Committee on Indian Affairs.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 16) for the relief of James Smith, of Arkansas, reported it without amendment.

The Senate proceeded to consider the resolution submitted yesterday by Mr. Mangum, in relation to the public printing; which was amended, on the motion of Mr. King, and agreed to as follows:

Resolved, That a standing committee of the Senate be appointed, to whom shall be referred every question on the printing of documents, reports, or other matter transmitted by either of the Executive Departments, and all memorials, petitions, accompanying documents, together with all other matter the printing of which shall be moved, excepting bills originating in Congress, resolutions offered by any Senator, communications from the Legislatures of the respective States, and motions to print, by order of the standing committees of the Senate, of reports, documents, or other matter pertaining to the subjects referred to such committees by the Senate; and it shall be the duty of such committee on printing to report, in every case, in one day, or sooner if practicable.

On motion by Mr. Mangum,

Ordered, That the committee consist of three members, to be appointed by the President pro tempore.

The Senate proceeded to consider the resolution submitted yesterday by Mr. Barrow, relative to the amount of public land in Louisiana surveyed and prepared for market, and the amount advertised for sale, and, if suspended, the cause thereof, and agreed thereto.

The Senate proceeded to consider the resolution submitted yesterday by Mr. Linn, relative to the improvement of the navigation of the Ohio, Mississippi, and Missouri rivers, and agreed thereto.

On motion,

The Senate adjourned.

THURSDAY, DECEMBER 16, 1841.

The President pro tempore laid before the Senate a communication from the Secretary of the Senate, accompanied by a statement of the expenditures from the contingent fund of the Senate, made in obedience to the act "making appropriations for the civil and diplomatic expenses of Government for the year 1836;" which was read.

Mr. Benton presented the petition of Wilson P. Hunt, praying the confirmation of his title to a tract of land in the State of Missouri; which was referred to the Committee on Private Land Claims.

Mr. Linn presented the petition of a number of the inhabitants of the northwestern section of the State of Missouri, praying the establishment of a land office at Plattsburg, in that State; which was referred to the Committee on Public Lands.

Mr. Linn presented the petition of James Kizer and Barnett Foley, praying to be allowed the right of pre-emption to a tract of land in the State of Missouri; which was referred to the Committee on Public Lands.

Mr. Young presented two petitions from citizens of the counties of Sangamon, Logan, Dewitt, and McLean, in the State of Illinois, praying the establishment of a mail-route; which were referred to the Committee on the Post Office and Post Roads.

Mr. Young presented two memorials from citizens of Winnebago county, Illinois, praying that the right of pre-emption may be secured to the settlers on certain lands claimed by Polish exiles; which were referred to the Committee on Public Lands.

Mr. Young presented the petition of John S. Day, a Canadian refugee, praying an allowance of bounty land for his services as a volunteer in the late war with Great Britain; which was referred to the Committee on Public Lands.

Mr. Choate presented the memorial of Thomas Harrison, an officer in the last war with Great Britain, praying an increase of pension, to take effect from the time of disability; which was referred to the Committee on Pensions.

Mr. Berrien presented the petition of John D. Gibson, praying to be allowed, in the settlement of his accounts, a commission on certain disbursements while performing the duties of a purser in the navy; which was referred to the Committee on Naval Affairs.

Mr. Woodbury presented the memorial of John F. Sarchet, praying that a question between the Treasury Department and himself, involving the payment of a specific duty on certain importations, may be referred to the decision of a legal tribunal; which was referred to the Committee on the Judiciary.

On motion by Mr. Wright,

Ordered, That the petition of De Forest Manice, on the files of the Senate, be referred to the Committee on Finance.

On motion by Mr. Wright,

Ordered, That the petition of Esther Lefferts, on the files of the Senate, be referred to the Committee on Revolutionary Claims.

On motion by Mr. Archer,

Ordered, That the petition of the representatives of Gustavus B. Horner, on the files of the Senate, be referred to the Committee on Revolutionary Claims.

On motion by Mr. Archer,

Ordered, That the petition of the executor of Thomas Griffin, and the memorial of the heirs of Edward Meade, on the files of the Senate, be severally referred to the Committee on Revolutionary Claims.

On motion by Mr. Miller,

Ordered, That the petition of the representatives of Joseph Morris, on the files of the Senate, be referred to the Committee on Revolutionary Claims.

On motion by Mr. Rives,

Ordered, That the petition of the heir of Philip Barbour, on the files of the Senate, be referred to the Committee on Private Land Claims.

On motion by Mr. Rives,

Ordered, That the petition of the heirs of Thomas West, and the petition of the heir of Francis L. B. Goodwin, on the files of the Senate, be severally referred to the Committee on Revolutionary Claims.

On motion by Mr. Smith, of Indiana,

Ordered, That Anthony Gale have leave to withdraw his petition and papers, on the files of the Senate.

On motion by Mr. King,

Ordered, That Stokes & Purdom have leave to withdraw their petition and papers, on the files of the Senate.

On motion by Mr. Archer,

Ordered, That James McCally have leave to withdraw his petition, on the files of the Senate.

Mr. Preston submitted the following resolution; which was considered by unanimous consent, and agreed to.

Resolved, That the Secretary of the Treasury be directed to communicate to the Senate, with as little delay as practicable, the plan of a fiscal agent of the Government, mentioned in the annual message of the President at the commencement of this session.

Mr. Young submitted the following resolution; which was considered by unanimous consent, and agreed to.

Resolved, That the Committee on Commerce be directed to inquire into the expediency of making specific appropriations for completing the removal of the obstructions in the Rock river, and Desmoines Rapids of the Mississippi river.

On motion by Mr. Evans,

Ordered, That so much of the message of the President of the United States as relates to the finances, be referred to the Committee on Finance.

On motion by Mr. Berrien,

Ordered, That so much of the message of the President of the United States as relates to the judiciary, be referred to the Committee on the Judiciary.

On motion by Mr. Preston,

Ordered, That so much of the message of the President of the United States as relates to military affairs, be referred to the Committee on Military Affairs.

On motion by Mr. Bates,

Ordered, That the Committee on Pensions be discharged from the further consideration of the bill (S. 22) to place Charles Yeaton on the privateer pension list; and from the further consideration of the petition of certain

widows of persons lost in the privateers of the United States; and that they be severally referred to the Committee on Naval Affairs.

Agreeably to notice, Mr. Barrow asked and obtained leave to bring in a bill (S. 56) to increase the compensation of the judge of the United States district court for the district of Louisiana; which was read the first and second times by unanimous consent, and referred to the Committee on the Judiciary.

Agreeably to notice, Mr. Barrow asked and obtained leave to bring in a bill (S. 57) to provide for the payment of the balance due the State of Louisiana, for expenditures incurred in raising, equipping, and paying off a regiment of volunteer militia mustered into the service of the United States, and employed in the Florida war, in 1836; which was read the first and second times by unanimous consent, and referred to the Committee on Military Affairs.

Agreeably to notice, Mr. Linn asked and obtained leave to bring in a bill (S. 58) to authorize the adoption of measures for the occupation and settlement of the Territory of Oregon; for extending certain portions of the laws of the United States over the same, and for other purposes; which was read the first and second times by unanimous consent.

On motion by Mr. Linn,

Ordered, That it be referred to a select committee, consisting of five members, to be appointed by the President pro tempore.

Mr. Linn, Mr. Walker, Mr. Preston, Mr. Pierce, and Mr. Sevier, were appointed the committee.

Agreeably to notice, Mr. Smith, of Indiana, asked and obtained leave to bring in a bill (S. 59) to confirm to the State of Indiana the lands selected by her in lieu of the lands reserved by reservations in the treaties of 1837 and 1839, with the Miami Indians; which was read the first and second times by unanimous consent, and, with the accompanying document, referred to the Committee on Roads and Canals.

Agreeably to notice, Mr. King asked and obtained leave to bring in a bill (S. 60) for the benefit of the Selma and Tennessee Railroad Company; which was read the first and second times by unanimous consent, and referred to the Committee on Public Lands.

Agreeably to notice, Mr. Young asked and obtained leave to bring in a bill (S. 61) for the relief of Ephraim Sprague; which was read the first and second times by unanimous consent, and, with the papers on file, referred to the Committee of Claims.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 38) making appropriations, in part, for the civil department, for the year 1842; in which they request the concurrence of the Senate.

The said bill from the House of Representatives (H. R. 38) was read the first and second times by unanimous consent, and referred to the Committee on Finance.

The Senate proceeded to consider the resolution submitted yesterday by Mr. Woodbury, relative to a peace establishment for the navy; and agreed thereto.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 16) for the relief of James Smith, of Arkansas; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

On motion by Mr. Benton,

Ordered, That when the Senate adjourn, it be to Monday next.

On motion,

The Senate adjourned.

MONDAY, DECEMBER 20, 1841.

The President pro tempore announced the appointment of Mr. Mangum, Mr. Merrick, and Mr. Young, as the committee on printing, in pursuance of the resolution of the Senate of the 15th instant.

Mr. Wright presented three memorials of a number of merchants, manufacturers, mechanics, and others, citizens of New York, proposing certain amendments to the Bankrupt law of August 19, 1841; which were referred to the Committee on the Judiciary.

On motion by Mr. Wright,

That one of the said memorials be printed without the names,

Ordered, That this motion be referred to the Committee on Printing.

Mr. Preston presented the petition of Theodore Gaillard, measurer for the port of Charleston, South Carolina, praying the allowance of certain fees withheld from him by the accounting officers, in the settlement of his accounts; which was referred to the Committee on Finance.

Mr. Preston presented the memorial of Maria L. Nourse, widow and representative of Joseph Nourse, deceased, praying the payment of a balance ascertained to be due to her late husband by the decision of the United States district court for the District of Columbia; which was referred to the Committee on the Judiciary.

On motion by Mr. Preston,

That the memorial be printed.

Ordered, That this motion be referred to the Committee on Printing.

Mr. Preston presented the petition of McDowall, Hayne, & Co., merchants in Charleston, South Carolina, praying that certain blankets, imported by them into the United States after the 1st day of October, 1841, may not be charged with higher duties than were imposed upon that article prior to that time; which was referred to the Committee on Finance.

Mr. Calhoun presented the memorial of the Charleston Chamber of Commerce, accompanied by a report of a committee of that body, praying a repeal of the act of August 19, 1841, establishing a uniform system of bankruptcy throughout the United States; which were referred to the Committee on the Judiciary.

On motion by Mr. Calhoun,

That the report accompanying the memorial be printed,

Ordered, That this motion be referred to the Committee on Printing.

Mr. Calhoun presented the memorial of the Charleston Chamber of Commerce, submitting, for the consideration of Congress, a plan for the establishment of a direct mail communication between the United States and foreign ports by means of steam-vessels of war; which was referred to the Committee on Naval Affairs.

On motion by Mr. Calhoun,

That the memorial be printed,

Ordered, That this motion be referred to the Committee on Printing.

Mr. Calhoun presented the memorial of the Charleston Chamber of Com-

merce, praying the establishment of a post-coach and mail conveyance from the head of the Georgia road to Memphis; which was referred to the Committee on the Post Office and Post Roads.

On motion by Mr. Calhoun,

That the memorial be printed,

Ordered, That this motion be referred to the Committee on Printing.

Mr. Buchanan presented the memorial of a number of manufacturers, merchants, mechanics, and others, citizens of Philadelphia, praying certain amendments to the act of August 19, 1841, establishing a uniform system of bankruptcy throughout the United States; which was referred to the Committee on the Judiciary.

On motion by Mr. Buchanan,

That the memorial be printed,

Ordered, That this motion be referred to the Committee on Printing.

Mr. Buchanan presented the memorial of the Philadelphia Chamber of Commerce, praying the reimbursement of money advanced by them for keeping a light at the mouth of the Delaware bay, and that the same may be continued at the public expense; which was referred to the Committee on Commerce.

Mr. Barrow presented the petition of John M. Bell, late postmaster at St. Francisville, Louisiana, praying the reimbursement of a sum of money advanced on account of the Government; which was referred to the Committee on the Post Office and Post Roads.

Mr. Barrow presented the petition of Clark Woodrooff, praying that a patent may be issued in his favor for certain lands entered and paid for by him at the proper land office; which was referred to the Committee on Public Lands.

Mr. Barrow presented the following preamble and resolution, passed by the General Assembly of the State of Louisiana:

"Whereas, by repeated decisions of the Supreme Court of the United States, it has been determined that what is called in common law States, equity cases, as contradistinguished by English fictions from common law causes and cognizable by the courts of the United States in Louisiana, and are to be tried by complicated and artificial modes of proceeding, called the chancery practice, consisting of the rules prescribed by the Supreme Court under the act of seventeen hundred and ninety-two, and the rules of proceedings of the court of chancery in England, unless there be laws in Louisiana directing the mode of proceeding in equity cases in their own courts, when by act of eighteen hundred and twenty-four, such mode of proceeding will dispense with the rules of the English court of chancery:

"And whereas, there being no equity cases in Louisiana as known to the common law system, because under our laws there are no informalities whose defects are to be cured by what is called relief in equity, the State of Louisiana is precluded from the advantage enjoyed by other States of controlling the rules of proceeding on the equity side of the United States court in Louisiana. And the rights of its citizens are determined by rules difficult to ascertain, and not familiar to the advocates of Louisiana, and under the pretence of remedies that cannot be obtained on the law side; which if the common law does not prevail in Louisiana, is a fiction, *the whole of the chancery law of Great Britain is introduced among us, and established upon us contrary to the desires and interests of the State:*

"*Therefore, be it resolved by the Senate and House of Representatives of the State of Louisiana in General Assembly convened*, That our Senators and Representatives in Congress be requested to procure an act of Congress placing us upon an equal footing with other States, and procuring the passage of an act amendatory of an act of eighteen hundred and twenty-four, so that our mode of proceeding in *civil cases* shall be adopted in what are called equity causes in the courts of the United States for the State of Louisiana.

"WM. DEBUYS,
"*Speaker of the House of Representatives.*
"FELIX GARCIA,
"*President of the Senate.*

"Approved March 8, 1841. "A. B. ROMAN,
"*Governor of the State of Louisiana.*"

Ordered, That the preamble and resolution be referred to the Committee on the Judiciary, and be printed.

Mr. Barrow presented a preamble and resolution passed by the General Assembly of the State of Louisiana, requesting the Senators and Representatives of said State in Congress to use their exertions to procure appropriations for completing the fortifications at and near the mouths of the Mississippi, for constructing vessels of war, and for collecting a sufficient quantity of arms, ammunition, and other supplies, for the protection and defence of that point; which were referred to the Committee on Military Affairs.

Mr. Barrow presented a resolution passed by the General Assembly of the State of Louisiana, requesting the Senators and Representatives of said State in Congress to use their exertions to procure a law requiring a steam-vessel of war to be stationed in the gulf of Mexico, and a steamship within the waters of the Mississippi; which was referred to the Committee on Naval Affairs.

Mr. Choate presented the petition of Zachariah Jellison, praying a remission of the duties on a quantity of leaf-tobacco, imported into the United States in the month of December, 1832; which was referred to the Committee on Finance.

Mr. Choate presented the petition of Thomas Haskins and Ralph Haskins, praying to be released from a judgment against them as sureties on certain custom-house bonds, on the payment of a specified sum; which was referred to the Committee on the Judiciary.

Mr. Sturgeon presented the petition of a number of citizens of Philadelphia, Pennsylvania, praying the adoption of measures for the suppression of slavery within the United States.

A motion was made that the petition be received; and, the same being objected to,

On motion by Mr. King,

Ordered, That the motion to receive the petition lie on the table.

Mr. King presented the memorial of the General Assembly of the State of Alabama, praying the establishment of a national armory at the Great falls of the Tallapoosa river, in that State; which was referred to the Committee on Military Affairs.

Mr. King presented the petition of Joseph H. Howard, praying the reimbursement of a sum of money stolen from him while in the performance of the duties of postmaster; which was referred to the Committee on the Post Office and Post Roads.

Mr. Pierce presented the petition of Esther Towne, widow of a revolutionary soldier, praying a pension; which was referred to the Committee on Pensions.

Mr. Woodbury presented a preamble and resolutions adopted at an adjourned meeting of the Democratic party of the county of Halifax, and State of Virginia, expressing their opposition to the leading measures and policy of the dominant party in Congress, and their approbation of the course pursued by the late administration in relation to the finances; which was referred to the Committee on Finance.

Mr. Rives presented the petition of Benjamin Harrison, praying to be allowed the commission to which his late father was entitled, on his disbursements as a deputy paymaster during the revolutionary war; which was referred to the Committee on Revolutionary Claims.

Mr. Woodbury submitted a document relating to fishing bounties and allowances; which was referred to the Committee on Commerce.

On motion by Mr. Bayard,

Ordered, That the petition of Henry W. Andrews, on the files of the Senate, be referred to the Committee on Military Affairs.

On motion by Mr. Merrick,

Ordered, That James Williams have leave to withdraw his petition and papers.

On motion by Mr. Wright,

Ordered, That the petition of the executor of David Gelston, on the files of the Senate, be referred to the Committee of Claims; that the petition of William Redmond, on the files of the Senate, be referred to the Committee on Finance; and that the petition of John Bosworth, on the files of the Senate, be referred to the Committee on Pensions.

On motion by Mr. Preston,

Ordered, That the petition of William De Peyster and Henry N. Cruger, on the files of the Senate, be referred to the Committee on Military Affairs.

On motion by Mr. Merrick,

Ordered, That the petition and papers of John Burke, on the files of the Senate, be referred to the Committee of Claims; and that the memorial of the Howard Institution, on the files of the Senate, be referred to the Committee on the District of Columbia.

On motion by Mr. Miller,

Ordered, That the petition of the trustees of the first presbyterian church of Elizabethtown, in the State of New Jersey, on the files of the Senate, be referred to the Committee on Revolutionary Claims.

On motion by Mr. Tappan,

Ordered, That the petition of Jeremiah Baysye, on the files of the Senate, be referred to the Committee on Revolutionary Claims.

On motion by Mr. Tappan,

Ordered, That Daniel Steenrod have leave to withdraw his petition and papers.

On motion by Mr. Sturgeon,

Ordered, That the petition of the heirs of Robert Fulton, on the files of the Senate, be referred to the Committee of Claims.

On motion by Mr. Prentiss,

Ordered, That the petition of Charles M. Keller, on the files of the Senate, be referred to the Committee on Patents and the Patent Office.

On motion by Mr. Smith, of Connecticut,

Ordered, That the petition of Horatio Alden and wife, on the files of the Senate, be referred to the Committee on Revolutionary Claims.

On motion by Mr. Linn,

Ordered, That the petition of Albin Michel, in behalf of the heirs of Madame de Lusser, on the files of the Senate, be referred to the Committee on Private Land Claims.

On motion by Mr. King,

Ordered, That the petition of William Fisher, on the files of the Senate, be referred to the Committee on Private Land Claims.

On motion by Mr. Mouton,

Ordered, That the memorial of E. Gonon, on the files of the Senate, be referred to the Committee on Military Affairs.

On motion by Mr. Pierce,

Ordered, That the petition of a number of citizens of New Hampshire, on the files of the Senate, praying the establishment of a post-route, be referred to the Committee on the Post Office and Post Roads.

On motion by Mr. Huntington,

Ordered, That the memorial of Aaron Vail, on the files of the Senate, be referred to the Committee on Commerce.

On motion by Mr. Williams,

Ordered, That the memorial of the executors of Henry Eckford, and the memorial of James M. McIntosh, on the files of the Senate, be severally referred to the Committee on Naval Affairs.

On motion by Mr. Linn,

Ordered, That the petition of Albin Michel, in behalf of the heirs of T. B. de Lusser, and the documents on the files of the Senate, in relation to the claim of the heirs of Madame de Lusser, be referred to the Committee on Private Land Claims.

On motion by Mr. Bates,

Ordered, That the petition of the heirs of Preserved Clapp, on the files of the Senate, be referred to the Committee on Revolutionary Claims.

On motion by Mr. Merrick,

Ordered, That the petition of John Pritchett, on the files of the Senate, be referred to the Committee on Naval Affairs.

On motion by Mr. Smith, of Indiana,

Resolved, That the Committee on Finance be instructed to inquire into the expediency of making an early appropriation to carry into effect the late treaty with the Miami Indians in Indiana, and that document No. 43 of the late session of Congress, be referred to said committee.

On motion by Mr. Graham,

Ordered, That the Committee on Pensions be discharged from the further consideration of the petition of the widow of Joseph Gavitt, and that it be referred to the Committee on Naval Affairs.

Agreeably to notice, Mr. Wright asked and obtained leave to bring in a bill (S. 62) to amend and continue in force the act to incorporate the inhabitants of the city of Washington; which was read the first and second times, by unanimous consent, and referred to the Committee on the District of Columbia.

Agreeably to notice, Mr. Clayton asked and obtained leave to bring in a bill (S. 63) for the relief of Charles F. Sibbald; which was read the first and second times, by unanimous consent, and referred to the Committee of Claims, with the papers relative thereto, on file.

Mr. Graham, from the Committee on Pensions, to whom was referred the bill (S. 20) for the relief of Samuel Crapin, reported it with an amendment; which was read.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 1) to establish an additional land district in the State of Alabama, reported it with an amendment; which was read.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the petition of Isaac Thomas, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 36) for the relief of Samuel Norris and Frederick Saugrain, reported it with an amendment; which was read.

Mr. Smith of Indiana, also submitted a report on the subject; which was ordered to be printed.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 37) for the relief of Henry Wilson, reported it without amendment.

Mr. Smith, of Indiana, also submitted a report on the subject, which was ordered to be printed.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom the following bills were referred:

S. 60. A bill for the benefit of the Selma and Tennessee Railroad Company;

S. 43. A bill to authorize the Legislature of the State of Louisiana to sell the lands heretofore appropriated for the use of schools in that State; reported them severally without amendment.

Mr. Huntington, from the Committee on Commerce, to whom was referred the bill (S. 14) allowing drawback upon foreign merchandise exported in the original packages, to Chihuahua and Santa Fe, in Mexico, reported it without amendment.

Mr. Sevier, from the Committee on Pensions, to whom was referred the bill (S. 40) for the relief of Margaret Jamison, reported it without amendment.

Mr. Pierce, from the Committee on Pensions, to whom the following bills were referred:

S. 8. A bill granting a pension to David Waller;

S. 11. A bill to provide for the allowance of invalid pensions to certain Cherokee warriors, under the provisions of the 14th article of the treaty of 1835;

S. 18. A bill granting a pension to William Rand; reported them severally without amendment.

Mr. Pierce, from the Committee on Pensions, to whom was referred the bill (S. 7) for the relief of Margaret Barnes, widow of Elijah Barnes, reported it with an amendment; which was read.

Mr. Bates, from the Committee on Pensions, to whom the following bills were referred:

S. 41. A bill in favor of Mary Snow;

S. 13. A bill for the relief of Joseph Bassett;

S. 6. A bill for the relief of John McCloud; reported them severally without amendment.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (H. R. 38) making appropriations, in part, for the civil department, for the year 1842, reported it without amendment.

The Senate proceeded to consider the said bill, as in Committee of the Whole.

On motion by Mr. Tappan,

That it lie on the table,

It was determined in the negative.

No amendment being made, the bill was reported to the Senate.

Ordered, That it pass to a third reading.

The bill was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The President pro tempore laid before the Senate a report of the Secretary of the Treasury, made in compliance with a resolution of the Senate, showing the amount of the public lands surveyed and prepared for market in the State of Louisiana; and, also, what amount of lands in said State have been advertised for sale by proclamation, and the sale afterward suspended, and the reasons for such suspension.

On motion by Mr. Barrow,

That the report be printed,

Ordered, That this motion be referred to the Committee on Printing.

The President pro tempore laid before the Senate the annual report of the Secretary of the Treasury, on the state of the finances; which was referred to the Committee on Finance.

On motion by Mr. Evans,

That it be printed,

Ordered, That this motion be referred to the Committee on Printing.

The bill (S. 16) for the relief of James Smith, of Indiana, having been reported by the Committee correctly engrossed, was read a third time.

Resolved, That this bill pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

After the consideration of Executive business,

The Senate adjourned.

TUESDAY, DECEMBER 21, 1841.

The honorable James T. Morehead, from the State of Kentucky, attended.

Mr. Williams reported from the Committee, that they had examined, and found duly enrolled, the bill (H. R. 38) making appropriations in part for the civil department for the year 1842.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have appointed a Committee on Enrolled Bills, on their part, consisting of Mr. Goode, of Ohio, Mr. Burke, and Mr. James Irvin.

The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of their President.

The President pro tempore signed the enrolled bill (H. R. 38) last reported to have been examined, and it was delivered to the Committee to be presented to the President of the United States.

The President pro tempore communicated a report of the Secretary of the Treasury, made in compliance with a resolution of the Senate, containing a plan of a fiscal agent of the Government; which was read.

On motion, by Mr. Preston, that it be printed,

Ordered, That this motion be referred to the Committee on Printing.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the said report; and it was accordingly so ordered.

The President pro tempore presented the petition of a number of the citizens of the county of Philadelphia, Pennsylvania, praying the adoption of measures for the suppression of slavery in the United States.

A motion was made that the petition be received; and its reception being objected to,

On motion by Mr. Mouton,

Ordered, That the motion to receive the petition lie on the table.

The President pro tempore presented the petition of a number of citizens of Pennsylvania, praying the adoption of measures for effecting a change in the constitution and laws of the United States, so as that the election of President and Vice President shall be made by a direct vote of the people, and the representation of property in the Government of the United States may be abolished.

Ordered, That it lie on the table.

Mr. Prentiss presented the petition of Preston Taylor, moderator in behalf of an assembly of the inhabitants of Waitsfield, in the State of Vermont, praying the adoption of a pacific policy on the part of the Government toward the Indians, and the abolition of slavery in the District of Columbia.

A motion was made that the petition be received; and its reception being objected to,

On motion by Mr. Linn,

Ordered, That the motion to receive the petition lie on the table.

Mr. Buchanan presented the petition of a number of citizens of Chester county, Pennsylvania, praying the abolition of slavery in the District of Columbia, and the slave-trade between the States.

A motion was made that the petition be received; and the same being objected to,

On motion by Mr. Linn,

Ordered, That the motion to receive the petition lie on the table.

Mr. Benton presented the memorial of Hezekiah L. Thistle, late a captain of volunteers in the service of the United States, praying compensation for a horse shot by order of his commanding officer; which was referred to the Committee of Claims.

Mr. Pierce submitted an additional document in relation to the claim of the heirs of Daniel Pettibone; which was referred to the Committee on Military Affairs.

Mr. McRoberts presented the petition of a number of the citizens of the States of Indiana and Illinois and Territory of Iowa, praying the establishment of a mail-route; which was referred to the Committee on the Post Office and Post Roads.

Mr. McRoberts presented the petition of a number of the citizens of the counties of Lasalle, Livingston, and Iroquois, in the State of Illinois, pray-

ing the establishment of a mail-route; which was referred to the Committee on the Post Office and Post Roads.

Mr. Berrien presented the petition of Duncan L. Clinch, praying indemnification for losses sustained by the destruction of his property in consequence of its occupancy by the United States troops as a military post; which was referred to the Committee of Claims.

On motion by Mr. Buchanan,

Ordered, That the petition of Daniel Kleiss, on the files of the Senate, be referred to the Committee on Naval Affairs.

On motion by Mr. Merrick,

Ordered, That the communication from the Governor of Maryland, transmitting an act passed by the Legislature of said State in relation to the Chesapeake and Ohio canal, on the files of the Senate, be referred to the Committee on Roads and Canals.

On motion by Mr. Archer,

Ordered, That the petition of John H. Hall, on the files of the Senate, be referred to the Committee on Military Affairs.

On motion by Mr. Preston,

Ordered, That the petition of Charles Brenan, on the files of the Senate, be referred to the Committee of Claims.

On motion by Mr. Rives,

Ordered, That the documents, on the files of the Senate, relating to the claim of the heirs of General Thomas Nelson, be referred to the Committee on Revolutionary Claims.

On motion by Mr. Berrien,

Ordered, That the petition of John H. McIntosh, on the files of the Senate, be referred to the Committee of Claims.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the following subjects:

1. Report of the Secretary of the Treasury on the state of the finances;
2. Report of the Secretary of the Treasury on the subject of the survey and sale of lands in Louisiana;
3. Memorial of the chamber of commerce of Charleston, S. C., relating to mail communication with foreign ports.

Ordered, That they be printed accordingly.

Mr. Mangum, from the Committee on Printing, reported against the printing of the following subjects:

1. Memorial of a number of citizens of New York;
2. Memorial of a number of the citizens of Philadelphia;
3. Memorial of the widow and representative of Joseph Nourse;
4. Memorial of the chamber of commerce of Charleston, on the subject of a post-route;
5. Report accompanying the memorial of the chamber of commerce of Charleston, on the subject of the bankrupt law.

On motion by Mr. Mangum,

Ordered, That fifteen hundred additional copies of the annual report of the Secretary of the Treasury, on the state of the finances, be printed for the use of the Senate.

On motion by Mr. Bayard,

Ordered, That the Committee on Naval Affairs be discharged from the further consideration of the petition of the widow of Joseph Gavitt.

On motion by Mr. Mangum,

Ordered, That the Committee on Naval Affairs be discharged from the further consideration of the memorial of John Pritchett, and that it be referred to the Committee of Claims.

Mr. Huntington, from the Committee on Commerce, to whom was referred the petition of Nathaniel Gunnison, reported the following resolution; which was read:

Resolved, That the prayer of the petition ought not to be granted.

Mr. Huntington, from the Committee on Commerce, to whom was referred the bill (S. 23) increasing the pay of certain officers of revenue-cutters, while serving in the navy of the United States, reported it with an amendment; which was read.

Mr. Huntington, from the Committee on Commerce, to whom was referred the memorial of Aaron Vail, reported a bill (S. 64) for the relief of the legal representatives of Aaron Vail, deceased, late Consul at L'Orient; which was read and passed to the second reading.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 45) for creating a new land district in the State of Missouri, and for changing the boundaries of the southwestern and western land districts in said State, reported it without amendment.

Agreeably to notice, Mr. Barrow asked and obtained leave to bring in a bill (S. 65) for the relief of Valerian Allain; which was read the first and second times, by unanimous consent, and referred to the Committee on Private Land Claims.

Agreeably to notice, Mr. Barrow asked and obtained leave to bring in a bill (S. 66) for the relief of George de Passau, of Louisiana; which was read the first and second times, by unanimous consent, and referred to the Committee on Private Land Claims.

Agreeably to notice, Mr. Linn asked and obtained leave to bring in a bill (S. 67) for the relief of certain companies of Missouri volunteers, commanded by Captains Stevenson, Pollard, Sconce, Atchison, and Crawford; which was read the first and second times by unanimous consent, and referred to the Committee on Military Affairs.

Agreeably to notice, Mr. Linn asked and obtained leave to bring in a bill (S. 68) to repeal the distribution sections of the act entitled "An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights," approved the fourth day of September, 1841, and in lieu of the distribution of the land revenue therein proposed, to pledge the same to the common defence of the Union: which was read the first and second times by unanimous consent.

On motion by Mr. Linn,

That it be referred to a Select Committee,

It was determined in the negative, { Yeas, ... 17, / Nays, ... 24.

On motion by Mr. Linn,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Barrow, Benton, Buchanan, Calhoun, Fulton, King, Linn, McRoberts, Mouton, Pierce, Sevier, Sturgeon, Tappan, Williams, Woodbury, Wright.

Those who voted in the negative, are,

Messrs. Archer, Bates, Bayard, Berrien, Choate, Clayton, Dixon, Evans,

Graham, Huntington, Kerr, Mangum, Miller, Morehead, Phelps, Porter, Prentiss, Preston, Rives, Simmons, Smith, of Indiana, Southard, White, Woodbridge.

On motion by Mr. King,

That the bill be referred to the Committee on Military Affairs,

Mr. Rives called for a division of the question; and being taken on committing the bill,

It was determined in the negative, { Yeas, ... 18, Nays, ... 25.

On motion by Mr. Linn,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Barrow, Benton, Buchanan, Calhoun, Fulton, King, Linn, McRoberts, Mouton, Peirce, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Williams, Woodbury, Wright.

Those who voted in the negative, are,

Messrs. Archer, Bates, Bayard, Berrien, Choate, Clayton, Dixon, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Prentiss, Preston, Rives, Simmons, Smith, of Indiana, Southard, White, Woodbridge.

On motion by Mr. Linn,

Ordered, That the further consideration of the bill be postponed to and made the order of the day for Tuesday, the 11th day of January next.

Agreeably to notice, Mr. Bates asked and obtained leave to bring in a bill (S. 69) for the relief of the steamboat company of Nantucket; which was read the first and second times by unanimous consent, and referred to the Committee on the Post Office and Post Roads.

Agreeably to notice, Mr. Sevier asked and obtained leave to bring in a bill (S. 70) for the relief of sundry citizens of Arkansas, who lost their improvements in consequence of a treaty between the United States and the Choctaw Indians; which was read the first and second times by unanimous consent, and referred to the Committee on Public Lands.

On motion,

The Senate adjourned.

WEDNESDAY, December 22, 1841.

The honorable John Henderson, from the State of Mississippi, attended.

The President pro tempore laid before the Senate a report of the Secretary of the Treasury, made in compliance with a resolution of the Senate, accompanied by a statement of the product of the duties on bank-notes, bills of exchange, and bank discounts, in the years 1814, 1815, 1816, 1817, and 1818; which was read.

On motion by Mr. Benton, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Barrow presented the memorial of the New Orleans Insurance Company, praying that measures may be taken to obtain from the British Government payment of the value of a number of slaves insured by them as the property of a citizen of the United States, which slaves were wrecked at sea, and rescued and taken to the port of Nassau, and there set at liberty by the authorities of the place; which was referred to the Committee on Foreign Relations.

On motion by Mr. Barrow, that the memorial be printed,

Ordered, That this motion be referred to the Committee on Printing.

Mr. Morehead presented the petition of a number of citizens of Woodford county, in the State of Kentucky, praying that the heirs of Notley M. Flournoy, deceased, may be released from liability as sureties on the bonds of a defaulting receiver of public moneys; which was referred to the Committee on the Judiciary.

Mr. Morehead presented the petition of a number of citizens of Carroll parish, in the State of Louisiana, praying the reimbursement of money expended by them in the construction of a levee on a portion of the public land; which was referred to the Committee on Public Lands.

Mr. McRoberts presented two petitions from citizens of the State of Illinois, praying the establishment of a mail-route from Dixon to Rock island; and the petition of a number of citizens of Vermillion county, Illinois, for a mail-route from Georgetown to Chillicothe, in that State; which were referred to the Committee on the Post Office and Post Roads.

Mr. McRoberts presented the memorial of a number of citizens of Macon county, Illinois, praying a donation of land for the completion of a railroad from Boston to the Mississippi river; which was referred to the Committee on Roads and Canals.

Mr. Woodbridge presented the petition of a number of citizens of New Buffalo, Michigan, praying an appropriation for the construction of a harbor at that place; which was referred to the Committee on Commerce.

Mr. Buchanan presented the memorial of the town council and citizens of Erie, Pennsylvania, praying an appropriation for the improvement and repair of the harbor of Presque Isle; which was referred to the Committee on Commerce.

On motion by Mr. Buchanan, that the memorial be printed,

Ordered, That this motion be referred to the Committee on Printing.

Mr. Linn submitted documents relating to the claims of certain companies of Missouri volunteers, for payment for their services in the years 1829 and 1836; which were referred to the Committee on Military Affairs.

Mr. Woodbury presented the petition of Abigail Fuller, widow of Timothy Newman, who died of a contagious fever while in the naval service of the United States, praying a pension; which was referred to the Committee on Naval Affairs.

Mr. Rives submitted additional documents in relation to the claim of the heirs of John and Henry Banks; which, with their petition on the files of the Senate, were referred to the Committee on Revolutionary Claims.

Mr. Prentiss submitted the following motion; which was considered by unanimous consent, and agreed to:

Resolved, That the Committee on Pensions be instructed to inquire into the expediency of granting a pension to Joseph Blodgett, a soldier in the late war.

Mr. Prentiss submitted documents relating to the claim of Joseph Blodgett to a pension; which were referred to the Committee on Pensions.

On motion by Mr. Choate,

Ordered, That the petition of Mary J. Babbit, on the files of the Senate, be referred to the Committee on Naval Affairs.

On motion by Mr. Rives,

Ordered, That the petition of the heirs of William Ramsay, the petition

of the heirs of Enoch K. Withers, the petition of the heirs of John Hawkins, the petition of the heirs of William Rumney, and the petition of the heirs of Joseph Blackwell, on the files of the Senate, be severally referred to the Committee on Revolutionary Claims.

On motion by Mr. Preston,

Ordered, That the Committee on Military Affairs be discharged from the consideration of the petition of Henry W. Andrews, and that it be referred to the Committee of Claims.

On motion by Mr. Smith, of Indiana,

Ordered, That the memorial of Nancy B. Hickman, on the files of the Senate, be referred to the Committee on the Judiciary.

On motion by Mr. Allen,

Ordered, That the petition of George C. Johnston, on the files of the Senate, be referred to the Committee on Indian Affairs.

On motion by Mr. Merrick,

Ordered, That the petition of Richard Patten, on the files of the Senate, be referred to the Committee on Naval Affairs.

On motion by Mr. Dixon,

Ordered, That the petition of Caleb Eddy, on the files of the Senate, be referred to the Committee on Commerce.

On motion by Mr. King,

Ordered, That the petition of Samuel H. Thompson, on the files of the Senate, be referred to the Committee on Naval Affairs.

On motion by Mr. Fulton,

Ordered, That the petition of the heirs-at-law of Major General Louis Le Begue Duportail, of Brigadier General Armand, Marquis de Rouerie, and of Louis Ange de la Colombe, on the files of the Senate, be referred to the Committee on Public Lands.

Mr. Woodbridge submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Foreign Relations inquire into the expediency of entering into some arrangement with the Government of Great Britain, reciprocal in its provisions, for the arrest of fugitives, escaping over the northern or northwestern boundary of the United States, charged with the commission of any crime or crimes, and for the surrender of such fugitives, upon reasonable requisition, to the proper authorities of the State or province from which such fugitive may have fled: *Provided*, That such arrangement do not comprehend cases of political offences merely, but be restricted to those which are in themselves criminal.

Mr. Woodbury submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Secretary of the Treasury be directed to report to the Senate, a general statement of the value of the exports and imports, during the year ending the 30th of September, 1841, furnishing estimates for those ports from which the returns are not yet complete.

The following resolution, submitted by Mr. Preston, was considered, by unanimous consent, and agreed to:

Resolved, That a joint committee be raised, to consist of three on the part of the Senate, to meet a committee on the part of the House, to arrange the placing of the statue of Washington in the rotundo, and to direct the details of the pedestal.

Ordered, That the Secretary request the concurrence of the House Representatives *therein.*

On motion by Mr. Sevier,

Ordered, That the petition and papers of Matthew Arbuckle, on the files of the Senate, be referred to the Committee on Private Land Claims.

Mr. Williams reported from the Committee, that they had this day presented to the President of the United States the enrolled bill (H. R. 38) making appropriations, in part, for the civil department, for the year 1842.

On motion by Mr. Choate,

Ordered, That Samuel Lord have leave to withdraw his petition and papers, on the files of the Senate.

Mr. Preston, from the Committee on Military Affairs, to whom was referred the bill (S. 57) to provide for the payment to the State of Louisiana of the balance due said State for expenditures incurred in raising, equipping, and paying off, a regiment of volunteer militia, mustered into the service of the United States, and employed in the Florida war, in the year 1836, reported it without amendment.

Mr. Benton, from the Committee on Military Affairs, to whom was referred the bill (S. 67) for the relief of certain companies of Missouri volunteers, commanded by Captains Stevenson, Pollard, Sconce, Atchison, and Crawford, reported it without amendment.

Mr. Pierce, from the Committee on Military Affairs, to whom was referred the bill (S. 10) for the relief of the heirs of Daniel Pettibone, deceased, reported it without amendment.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (S. 24) to authorize the payment of equitable commissions to the agents or attorneys of persons in whose favor awards have been made under three several treaties between the United States and certain foreign powers, which awards have been retained in the Treasury in payment of debts due the United States, reported it with an amendment; which was read.

Agreeably to notice, Mr. King asked and obtained leave to bring in a bill (S. 71) regulating commercial intercourse with the port of Cayenne, in the colony of French Guiana, and to remit certain duties; which was read the first and second times, by unanimous consent, and referred, with the accompanying papers, to the Committee on Commerce.

Agreeably to notice, Mr. Fulton asked and obtained leave to bring in a bill (S. 72) to authorize the inhabitants of township eight north, range thirty-two west, in the State of Arkansas, to enter a section of land in lieu of the sixteenth section in said township, upon condition that the same is surrendered to the United States for military purposes; which was read the first and second times, by unanimous consent, and referred to the Committee on Public Lands.

Agreeably to notice, Mr. Fulton asked and obtained leave to bring in the following bills:

S. 73. A bill authorizing the inhabitants of fractional section ten south, of range one east, in the State of Arkansas, to enter one half section of land for school purposes;

S. 74. A bill to perfect the titles to lands south of the Arkansas river, held under the New Madrid locations and pre-emption rights, under the act of 1841.

The said bills were read the first and second times, by unanimous consent, and referred to the Committee on Public Lands.

Agreeably to notice, Mr. Calhoun asked and obtained leave to bring in a bill (S. 75) for the relief of the legal representatives of John de Treville;

which was read the first and second times, by unanimous consent, and, with the papers on file, referred to the Committee on Revolutionary Claims.

Agreeably to notice, Mr. Mouton asked and obtained leave to bring in the following bills:

S. 76. A bill confirming certain land claims in Louisiana;

S. 77. A bill confirming the claim of John Baptiste Lecompte to a tract of land in Louisiana;

S 78. A bill for the relief of the legal representatives of Therese Malette, widow of Gaspard Phiole;

S. 79. A bill for the relief of Charles Morgan, of Louisiana;

S. 80. A bill for the relief of Charles Morgan;

S. 81. A bill confirming the claim of the heirs and legal representatives of Pierre Dolet, deceased, to a tract of land in Louisiana;

S. 82. A bill for the relief of John Compton, assignee and representative of Garrigues Flaujac;

S. 83. A bill for the relief of the legal heirs and representatives of William Conway;

S. 84. A bill for the relief of Juan Belgar;

S. 85. A bill for the relief of Pierre Babin;

S. 86. A bill to confirm claims to lands in the district between the Rio Hondo and Sabine rivers.

The said bills were severally read the first and second times, by unanimous consent, and referred to the Committee on Private Land Claims.

Agreeably to notice, Mr. Preston asked and obtained leave to bring in a bill (S. 87) for the relief of the executor of Thomas Cooper; which was read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

The Senate proceeded to consider the resolution reported by the Committee on Commerce, on the petition of Nathaniel Gunnison; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 20) for the relief of Samuel Crapin; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 40) granting a pension to Margaret Jamison; and having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That the bill be engrossed and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 8) granting a pension to David Waller; and,

On motion by Mr. Woodbury,

Ordered, That it lie on the table.

On motion,

The Senate adjourned.

THURSDAY, DECEMBER 23, 1841.

Mr. Linn presented the memorial of the Board of Health of the city of Washington, and the Medical Society of the District of Columbia, praying an appropriation for the erection of an hospital, and an asylum for the insane, at the seat of the General Government; which was referred to the Committee on the District of Columbia.

Mr. Woodbridge presented the memorial of the heirs of Francis Chortie, praying to be indemnified for property destroyed while occupied by troops of the United States, during the last war with Great Britain; which was referred to the Committee of Claims.

On motion by Mr. Huntington,

Ordered, That the petition of Isaac Hull, on the files of the Senate, be referred to the Committee on Naval Affairs.

On motion by Mr. King,

Ordered, That the petition of James McCrory, on the files of the Senate, be referred to the Committee on Revolutionary Claims.

On motion by Mr. Dixon,

Ordered, That the petition of the representatives of Samuel Y. Keene, the petition of the representatives of John Jordan, the petition of Isaac Bronson, the petition of the heirs of Daniel Piatt, and the petition of the heirs of Moses Elmer, on the files of the Senate, be severally referred to the Committee on Revolutionary Claims.

Mr. Benton submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Secretary of the Treasury be directed to communicate to the Senate, a statement of the imports and exports of gold and silver coin and bullion, annually, as far back as the records of the Treasury will permit the same to be made up; also the annual amount of gold and silver coinage at the Mint and branch mints of the United States, since the establishment of the Mint; also the annual exportation of gold and silver coinage of the Mint of the United States, with a table of recapitulation showing the aggregates under each head.

Mr. Smith, of Indiana, submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on the Judiciary be instructed to inquire into the expediency of increasing the salary of the district judge of the Indiana district, from the sum of one thousand dollars, his present salary, to the sum of fifteen hundred dollars, the salary of the supreme judges of the State.

Mr. Tappan submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Secretary of the Treasury be directed to report to the Senate, the amount of the public debt at this time, and, also, on the 3d of March last, with the particular items of such debt.

Mr. Linn submitted the following resolution for consideration:

Resolved, That the Secretary of the Treasury be directed to make a report to the Senate, showing what would have been the operation of the land distribution bill, if it had been in operation during the year 1841, and how much would have been the distributive shares of each State and Territory, and the District of Columbia, under said bill, according to the ascertained and estimated product of the land sales for the year; also the distributive share of each individual, provided the said revenue should have been divided out by the head to the entire population of the Union, according to the census of 1840; also, how much would have been the distributive shares to the States, Territories, District of Columbia, and individuals, provided all the proper costs and charges upon the lands, consisting of the Indian annuities, payable during the year, and the current purchases of lands from Indians, in addition to other costs and charges named in the distribution act, were first deducted before the distribution should be made.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the report of the Secretary of the Treasury, of the 22d instant, on the duties on bank-notes, bills of exchange and bank discounts.

Ordered, That the report be printed.

Mr. Mangum, from the Committee on Printing, reported against the printing of the memorial of the town council and citizens of Erie, and the memorial of the New Orleans Insurance Company, presented on the 22d instant.

On motion by Mr. Linn,

Ordered, That the Committee on Private Land Claims be discharged from the further consideration of the petition of James Kiser and Barnett Foley, and that it be referred to the Committee on Public Lands.

On motion by Mr. Huntington,

Ordered, That the Committee on Public Lands be discharged from the further consideration of the bill (S. 44) to revive the act entitled "An act to enable claimants to lands within the limits of Missouri and the Territory of Arkansas, to institute proceedings to try the validity of their claims," approved the 26th of May, 1824, and an act amending the same, and extending the provisions of said acts to claimants to lands within the States of Louisiana and Mississippi, and that it be referred to the Committee on Private Land Claims.

On motion by Mr. Williams,

Ordered, That the Committee on Naval Affairs be discharged from the further consideration of the petition of certain widows of persons lost in the privateers of the United States; and from the further consideration of the bill (S. 22) to place Charles Yeaton on the privateer pension list.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 72) to authorize the inhabitants of township eight north, range thirty-two west, in the State of Arkansas, to enter a section of land in lieu of the sixteenth section in said township, upon condition that the same is surrendered to the United States for military purposes, reported it with an amendment; which was read.

Mr. Graham, from the Committee of Claims, to whom was referred the bill (S. 50) for the relief of James H. Relfe, reported it without amendment.

Mr. Graham, from the Committee of Claims, to whom was referred the petition of John S. Harris, submitted a report, accompanied by a resolution, "that the prayer of the petitioner ought not to be granted."

Ordered, That the report be printed.

Agreeably to notice, Mr. Linn asked and obtained leave to bring in a bill (S. 88) to provide for the erection of an hospital in the city of Washington; which was read the first and second times, by unanimous consent, and referred to the Committee on the District of Columbia.

Agreeably to notice, Mr. Sturgeon asked and obtained leave to bring in the following bills:

S. 89. A bill for the relief of the heirs or legal representatives of Joseph Morris, deceased;

S. 90. A bill for the relief of the legal representatives of William Sanford, deceased.

S. 91. A bill for the relief of the representatives of Robert White.

The said bills were severally read the first and second times, by unanimous consent, and referred to the Committee on Revolutionary Claims.

Agreeably to notice, Mr. Williams asked and obtained leave to bring in a bill (S. 92) for the relief of Jacob Pennel and others, owners of the Eliza,

of Brunswick; which was read the first and second times, by unanimous consent, and, with the papers on file, referred to the Committee on Commerce.

On motion by Mr. Preston,

Ordered, That three thousand additional copies of the report of the Secretary of the Treasury, communicating a plan of a fiscal agent, be printed for the use of the Senate.

On motion by Mr. Calhoun,

Ordered, That when the Senate adjourn, it be to Monday next.

On motion,

The Senate adjourned.

MONDAY, DECEMBER 27, 1841.

Mr. King presented the credentials of Arthur P. Bagby, elected a Senator by the General Assembly of the State of Alabama, to fill the vacancy occasioned by the resignation of the honorable Clement C. Clay; which were read, and the oath, prescribed by law, having been administered to him by the President pro tempore, he took his seat in the Senate.

The President pro tempore laid before the Senate a report of the Secretary of State, in relation to the completion of the sixth census; which was read.

The President pro tempore laid before the Senate a report of the Secretary of War, made in compliance with a resolution of the two Houses of Congress, accompanied by a list of rejected applications for a pension or increase of pension, during the last year, the residence of the applicants, and the grounds on which their applications have been rejected; which was read, and referred to the Committee on Pensions.

Mr. Wright presented two petitions from citizens of New York, severally praying that the operation of the act of September 4, 1841, establishing a uniform system of bankruptcy throughout the United States, may be postponed for two years from the first of February next; which were referred to the Committee on the Judiciary.

On motion by Mr. Smith, of Indiana.

Ordered, That the Committee on Public Lands be discharged from the further consideration of the petition of a number of citizens of Carroll parish, Louisiana, and that it be referred to the Committee of Claims.

Mr. Smith, of Indiana, presented the petition of the heirs of Robert Dickerson, deceased, praying to be allowed the bounty land to which their ancestor was entitled, as a soldier in the revolutionary war; which was referred to the Committee on Public Lands.

Mr. Archer presented the petition of a number of citizens of the United States, praying the construction of a bridge across the Ohio river at the point of intersection with the national road; which was referred to the Committee on Roads and Canals.

Mr. Buchanan presented the memorial of the executrix of John R. Shaw, deceased, late a purser in the United States navy, praying compensation for the destruction of his property on board the United States ship Essex, at the time of her capture by the enemy; which was referred to the Committee on Naval Affairs.

Mr. Evans presented the petition of Jemima Watson, heir of Israel Honeywell, deceased, praying compensation for the destruction of her father's property, by the enemy, during the revolutionary war; which was referred to the Committee on Revolutionary Claims.

Mr. Sevier presented the memorial of Henry M. Shreve, praying compensation for the use, by the Government, of an invention patented by him, for the removal of snags and other obstructions in rivers, and proposing to sell the same to the United States; which was referred to the Committee on Roads and Canals.

Mr. Allen submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the President be requested to inform the Senate, if, in his opinion, it may be done without detriment to the public interest, whether any proposition has been made to, or received from, the British Government, by this Government, since the 4th of March, 1840, relative to a mutual right of search; and if so, to lay before the Senate all correspondence, together with any instructions that may have been given since that time, by this Government, to our Minister at England, relating to that subject.

Mr. Henderson submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on the Judiciary be instructed to inquire into the necessity and propriety of providing by law for the appointment of a district judge for the southern district of the State of Mississippi, and to assign the present incumbent to the northern district of said State, and to increase the salary to be received by the judges of each district.

Agreeably to notice, Mr. King asked and obtained leave to bring in a bill (S. 93) for the relief of Jesse Carpenter; which was read the first and second times, by unanimous consent, and referred to the Committee on Public Lands, with the papers on file.

Agreeably to notice, Mr. King asked and obtained leave to bring in a bill (S. 94) for the relief of the Plumb Island Bridge and Turnpike Company; which was read the first and second times, by unanimous consent, and referred, with the papers on file, to the Committee on Commerce.

Agreeably to notice, Mr. Henderson asked and obtained leave to bring in a bill (S. 95) to confirm the survey and location of claims for lands in the State of Mississippi, east of the Pearl river and south of the thirty-first degree of north latitude; which was read the first and second times, by unanimous consent, and referred, with the documents relating thereto, on file, to the Committee on Public Lands.

Agreeably to notice, Mr. Linn asked and obtained leave to bring in a bill (S. 96) to authorize the issuing of a patent to the heirs or legal representatives of Francis Rivard, deceased; which was read the first and second times, by unanimous consent, and referred to the Committee on Private Land Claims.

Agreeably to notice, Mr. Linn asked and obtained leave to bring in a bill (S. 97) for the relief of Captain J. Throckmorton; which was read the first and second times, by unanimous consent, and referred to the Committee of Claims.

Agreeably to notice, Mr. Benton asked and obtained leave to bring in a bill (S. 98) to postpone the operation of the bankrupt law; which was read, and passed to the second reading.

The President pro tempore laid before the Senate a report of the Secretary of the Treasury, made in compliance with a resolution of the Senate, transmitting a statement exhibiting the value of imports and exports during the year ending 30th of September, 1841; which was read.

On motion by Mr. Woodbury, that it be printed,

Ordered, That this motion be referred to the Committee on Printing.

Mr. Mangum, from the committee, reported in favor of printing the said report; and

Ordered, That it be printed.

The Vice President laid before the Senate a report of the Secretary of of the Treasury, transmitting the annual report of the Commissioner of the General Land Office; which was read.

On motion by Mr. Smith, of Indiana,

That it be printed, with the accompanying documents,

Ordered, That this motion be referred to the Committee on Printing.

Agreeably to notice, Mr. Young asked and obtained leave to bring in the following bills:

S. 99. A bill granting ro the State of Illinois, an additional quantity of land, to aid in the completion of the Illinois and Michigan canal.

S. 100. A bill to amend the act entitled "An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights," approved September 4, 1841.

The said bills were severally read the first and second times, by unanimous consent, and referred to the Committee on Public Lands.

Mr. Preston, from the Committee on Military Affairs, to whom was referred the petition of William de Peyster and Henry N. Cruger, reported a bill (S. 101) for their relief; which was read, and passed to the second reading.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives concur in the resolution for the appointment of a Joint Committee to arrange the placing the statue of Washington in the rotundo; and Mr. Granger, Mr. J. P. Kennedy, Mr. Pendleton, Mr. Charles J. Ingersoll, and Mr. Mallory, have been appointed the committee on their part.

On motion by Mr. Preston,

Ordered, That the said committee, on the part of the Senate, be appointed by the President pro tempore; and

Mr. Preston, Mr. King, and Mr. Choate, were appointed accordingly.

Ordered, That the Secretary notify the House of Representatives thereof.

On motion by Mr. Linn,

Ordered, That the bill (S. 68) to repeal the distributive sections of the act entitled "An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights," approved the 4th day of September, 1841, and in lieu of the distribution of the land revenue therein proposed, to pledge the same to the common defence of the Union, be printed.

On motion by Mr. Sevier,

The Senate adjourned.

TUESDAY, December 28, 1841.

The honorable Robert J. Walker, from the State of Mississippi, attended.

The President pro tempore presented the memorial of the Anti-Slavery Society of Eastern Pennsylvania, praying the adoption of measures for removing the seat of the National Government from the District of Columbia, to some suitable central place in a non-slaveholding State.

A motion to receive the memorial being objected to,

On motion by Mr. King,

Ordered, That this motion lie on the table.

Mr. Bagby presented the memorial of William Waller, praying the confirmation of his title to a tract of land; which was referred to the Committee on Private Land Claims.

Mr. Sevier presented the petition of Benjamin Crawford, an Indian trader, praying to be indemnified for losses sustained in consequence of being arrested and obliged to abandon his trade with the Indians, by order of an officer of the United States; which was referred to the Committee on Indian Affairs.

Mr. Berrien presented the petition of J. K. Tefft, administrator of F. D. P. de Villers, deceased, praying that the estate of said de Villers may be discharged from the judgment obtained against him as surety on a custom-house bond; which was referred to the Committee on the Judiciary.

On motion by Mr. Pierce,

Ordered, That the petition of Isaac Hilton, on the files of the Senate, be referred to the Committee on Pensions.

On motion by Mr. Tappan,

Ordered, That Walker, Caruthers, & Company, have leave to withdraw their petition and papers on the files of the Senate.

On motion by Mr. Evans,

Ordered, That William Yeaton have leave to withdraw his petition and papers on the files of the Senate.

Mr. Linn submitted the following motion; which was considered, by unanimous consent, and agreed to:

Resolved, That all resolutions and memorials passed by any Legislature of any State of the United States, and presented to the Senate since 1838, with the memorials and petitions signed by individuals, relating to the occupation and settlement of the Territory of Oregon, now on file in the Secretary's office, be referred to the Select Committee on the said Territory.

Mr. Mangum, from the committee, reported in favor of printing the report of the Secretary of the Treasury, transmitting the annual report of the Commissioner of the General Land Office; and,

The report was accordingly ordered to be printed, with the accompanying maps.

On motion by Mr. Smith, of Indiana,

Ordered, That five hundred additional copies thereof be printed for the use of the Senate, and five hundred additional copies for the use of the General Land Office.

Agreeably to notice, Mr. McRoberts asked and obtained leave to bring in a bill (S. 102) establishing a port of entry at the city of Chicago, in the State of Illinois; which was read the first and second times, by unanimous consent, and referred to the Committee on Commerce.

On motion by Mr. Pierce,

That the Committee on Pensions be discharged from the further consideration of the petition of Jonathan Freeman,

Ordered That this motion lie on the table.

On motion by Mr. Woodbridge,

Ordered, That the memorial of the town council and citizens of Erie, referred to the Committee on Commerce, the 22d instant, be printed.

Mr. Huntington, from the Committee on Commerce, to whom was referred the petition of Samuel Brown, reported the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the resolution, and agreed thereto.

Mr. Huntington, from the Committee on Commerce, to whom was referred the petition of Caleb Eddy, reported a bill (S. 103) for his relief; which was read, and passed to the second reading.

Mr. Pierce, from the Committee on Pensions, to whom was referred the petition of John H. Billings, reported a bill (S. 104) for his relief; which was read, and passed to the second reading.

Mr. Huntington, from the Committee on Commerce, to whom the following bills were referred:

S. 92. A bill for the relief of Jacob Pennel and others, owners of the Eliza, of Brunswick;

S. 94. A bill for the relief of the Plumb Island Bridge and Turnpike Company; reported them, severally, without amendment.

Mr. King, from the Committee on Commerce, to whom was referred the bill (S. 71) regulating commercial intercourse with the port of Cayenne, in the colony of French Guiana, and to remit certain duties, reported it without amendment.

Mr. Graham, from the Committee on Pensions, to whom was referred the bill (S. 28) for the relief of Huldah Tucker, reported it without amendment.

The Senate proceeded to consider the resolution submitted by Mr. Linn, the 23d instant, in relation to the operation of the act to distribute the proceeds of the public lands; and agreed thereto.

The following bills, having been reported by the committee, correctly engrossed, were severally read a third time:

S. 20. A bill for the relief of Samuel Crapin;

S. 40. A bill granting a pension to Margaret Jamison.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The bill (S. 98) to postpone the operation of the bankrupt act, was read the second time.

On motion by Mr. Berrien,

That the bill be referred to the Committee on the Judiciary:

It was determined in the negative, { Yeas, ... 15, / Nays, ... 25.

On motion by Mr. Benton,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bates, Berrien, Clay, Clayton, Evans, Graham, Henderson, Huntington, Morehead, Porter, Simmons, Southard, Tallmadge, Williams, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Archer, Bagby, Benton, Buchanan, Calhoun, Fulton, King, Linn, McRoberts, Mangum, Mouton, Pierce, Prentiss, Preston, Rives, Sevier, Smith, of Connecticut, Smith, of Indiana, Sturgeon, Tappan, Walker, Woodbury, Wright, Young.

The Senate resumed, as in Committee of the Whole, the bill (S. 8) granting a pension to David Waller; and no amendment being made thereto, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 1) *to establish an additional* land district in the State of Alabama, to

gether with the amendment reported thereto; and having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That this bill be engrossed and read a third time.

On motion by Mr. Evans,

The Senate adjourned.

WEDNESDAY, DECEMBER 29, 1841.

The President pro tempore presented the memorial of Reynell Coates, praying compensation for his services as a member of the scientific corps of the Exploring Expedition, and remuneration for losses incident to the discontinuance of his services by the Navy Department; which was referred to the Committee on Naval Affairs.

Mr. Sturgeon presented the memorial of the town council and citizens of Erie, Pennsylvania, praying an appropriation for the improvement and repair of Presque Isle harbor; which was referred to the Committee on Commerce.

Mr. Buchanan presented the memorial of a number of citizens of Philadelphia, Pennsylvania, praying a modification or repeal of the bankrupt law.

Ordered, That it lie on the table.

Mr. Smith, of Indiana, presented the petition of Nancy Mounts, only surviving child of William Crawford, praying compensation for the services of her father during the revolutionary war; which was referred to the Committee on Pensions.

Mr. Woodbury presented the petition of Mary Chase, widow of Ziba Roberts, deceased, late a soldier in the revolutionary war, praying a pension; which was referred to the Committee on Pensions.

Mr. Morehead presented the memorial of a number of merchants and traders of Louisville, Kentucky, praying the repeal of the bankrupt law.

Ordered, That it lie on the table.

On motion by Mr. Preston,

Ordered, That so much of the message of the President of the United States, as relates to the "application of the funds derived under the will of Mr. Smithson, of England, for the diffusion of knowledge," be referred to the Committee on the Library.

Mr. Smith, of Indiana, submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee of Claims be instructed to inquire into the expediency of paying the claim of Samuel Milroy, late receiver of public moneys, at the land office at Crawfordsville, Indiana, for money withheld from him by the Treasury Department, upon his final settlement, to which he alleges himself to be entitled.

Mr. Smith, of Indiana, submitted a document in relation to the claim of Samuel Milroy, which was referred to the Committee of Claims.

Mr. Tappan, from the Committee on Private Land Claims, to whom was referred the bill (S. 66) for the relief of George de Passau, of Louisiana, reported it without amendment.

Mr. Preston, from the Committee on Military Affairs, to whom was referred the bill (S. 17) to provide for the payment of the claim of the State of Georgia for money advanced by that State on account of expenses incurred by calling out militia, in cases of emergency, to aid in the repression of In-

dian hostilities in Florida and Alabama, and to protect the citizens of Georgia from sudden incursions and ravages of the Creek and Seminole Indians, reported it without amendment.

On motion by Mr. Preston,

Ordered, That the Committee on Military Affairs be discharged from the further consideration of the petition of Daniel Palmer.

Mr Archer, from the Committee on Military Affairs, to whom was referred the petition of John H. Hall, reported a bill (S. 105) for his relief; which was read and passed to the second reading.

Agreeably to notice, Mr. Henderson asked and obtained leave to bring in a bill (S. 106) to revive and continue in force, for a limited time, an act approved the third day of March, 1837, entitled, "An act for the appointment of commissioners to adjust the claims of reservations of land, under the 14th article of the treaty of 1830, with the Choctaw Indians;" and also, an act, approved the 22d day of February, 1838, entitled, "An act to amend an act entitled, 'An act for the appointment of commissioners to adjust the claims to reservations of land under the 14th article of the treaty of 1830, with the Choctaw Indians;'" which was read the first and second times, by unanimous consent, and referred to the Committee on Indian Affairs.

The Senate proceeded to consider the adverse resolution, reported by the Committee on Public Lands, the 20th instant, on the petition of Isaac Thomas and others; and,

On motion by Mr. Smith, of Indiana,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution, reported by the Committee of Claims, on the petition of John S. Harris; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The following bills, having been reported by the committee correctly engrossed, were severally read a third time:

S. 1. A bill to establish an additional land district in the State of Alabama;

S. 8. A bill granting a pension to David Waller.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Agreeably to notice, Mr. Clay asked and obtained leave to bring in the following joint resolutions:

S. R. 2. Resolution proposing an amendment to the Constitution to prevent the appointment of members of Congress to civil offices during the term for which they were elected;

S. R. 3. Resolution proposing an amendment to the Constitution, restricting the veto;

S. R. 4. Resolution proposing an amendment to the Constitution, vesting in Congress the appointment of the Secretary of the Treasury, and Treasurer of the United States.

The said resolutions were read the first and second times, by unanimous consent, and,

On motion by Mr. Clay,

Ordered, That the further consideration thereof, be postponed to, and be the order of the day for Wednesday, the 12th of January next, and that they be printed.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 36) for the relief of Samuel Norris and Frederick Saugrain of Arkansas; and,

On motion by Mr. Fulton,

Ordered, That it lie on the table.

On motion by Mr. Preston,

The Senate proceeded to the consideration of the report of the Secretary of the Treasury, communicating a plan of a fiscal agency.

On motion by Mr. Tallmadge,

That it be referred to a select committee, consisting of nine members, to consider and report thereon, and that the committee be appointed by the President pro tempore,

A debate ensued; and,

On motion by Mr. Huntington,

The Senate adjourned.

THURSDAY, DECEMBER 30, 1841.

Mr. Allen presented the following resolutions passed by the General Assembly of the State of Ohio:

"*Resolved by the General Assembly of the State of Ohio*, That our Senators in Congress be instructed, and our Representatives requested, to use their exertions to have the law passed, at as early a day as possible, apportioning the representation in Congress among the several States.

"*Resolved*, That the Governor be requested to forward a copy of the foregoing resolution to each of our Senators and Representatives in Congress.

"RUFUS P. SPALDING,
"*Speaker of the House of Representatives.*
"JAMES J. FARAN,
"December 21, 1841." "*Speaker of the Senate.*

The resolutions were read.

Ordered, That they lie on the table.

Mr. Evans submitted documents in relation to the claim of John Hasey, a revolutionary soldier, to a pension; which were referred to the Committee on Revolutionary Claims.

Mr. Buchanan presented the petition of a number of citizens of Warren county, Pennsylvania, praying that the late treaty with the Seneca Indians, in the State of New York, may be annulled.

Ordered, That it be referred to the Committee on Indian Affairs.

Mr. Linn presented a preamble and resolutions passed by the General Assembly of the State of Missouri, instructing the Senators and requesting the Representatives of said State in Congress, "to oppose the repeal of any law now provided for the naturalization of aliens, and to resist all measures designed to cause further delay or difficulty in the attainment of citizenship."

Ordered, That the preamble and resolutions lie on the table.

Mr. Sturgeon submitted a document in relation to the claim of the representatives of John Brooks, deceased, late an officer in the revolutionary army; which, with their petition, on the files of the Senate, was referred to the Committee on Revolutionary Claims.

Mr. Morehead presented the petition of William P. Duval, late Governor of the Territory of Florida, praying the payment of a sum of money ascer-

tained to be due to him for extraordinary expenses and sacrifices in the discharge of his duties, upon a suit instituted by the United States against him in the federal court of the middle district of Florida, for the recovery of an alleged deficit in his accounts with the Government; which was referred to the Committee of Claims.

Mr. Morehead presented the petition of the administrator of Richard C. Allen, deceased, praying that he may be allowed to enter, in any land district in Florida, a quantity of land equal in value to other lands of which the said Allen was a purchaser at public sale, but to which the United States had no title; which was referred to the Committee on Private Land Claims.

On motion by Mr. Morehead,

Ordered, That the petition of Edward Graham, on the files of the Senate, be referred to the Committee on Indian Affairs.

On motion by Mr. Tappan,

Ordered, That John P. Converse and Henry J. Rees have leave to withdraw their petition and papers on the files of the Senate.

Mr. Walker presented the petition of a number of citizens of Brooklyn, Noxubee county, Mississippi, praying the establishment of a mail-route; which was referred to the Committee on the Post Office and Post Roads.

Mr. Walker presented the memorial of John W. King, of the State of Kentucky, proposing certain amendments to the constitution of the United States, on the subject of the currency; the election of the executive officers of the Government; the exercise of the veto power; the disposition of the free colored population of the United States; and the adoption of a code of criminal law; which was referred to the Committee on Finance.

Mr. Young presented resolutions adopted at a meeting of the citizens of Coles county, Illinois, in favor of an appropriation for the continuation of the Cumberland road in that State; which were referred to the Committee on Roads and Canals.

Mr. Calhoun presented the petition of Sarah Levy, praying the right of pre-emption to a tract of land; which was referred to the Committee on Public Lands.

Mr. Woodbury presented the petition of Mary Dunscombe, widow of a deceased revolutionary officer, praying a pension; which was referred to the Committee on Pensions.

The President pro tempore laid before the Senate, a communication from Messrs. Blair & Rives, in relation to their right to execute the printing of the returns of the 6th census; which was referred to the Committee on the Judiciary.

On motion by Mr. Williams,

Ordered, That the petition of Thomas B. Parsons, on the files of the Senate, be referred to the Committee on Naval Affairs.

On motion by Mr. Rives,

Ordered, That the petition of John Good, on the files of the Senate, be referred to the Committee of Claims.

Mr. Graham submitted the following resolution for consideration:

Resolved, That the Secretary of War be directed to inform the Senate, what is the present number of cadets in the military academy at West Point, from each State and Territory of the Union, and from the District of Columbia; what regulation, if any, exists in the War Department respecting the appointment of cadets, so as to apportion them among the several States; whether the whole number of appointments has at any time exceeded two hundred and fifty, and if so, at what time or times; and, whether, when a

vacancy has occurred in the corps of cadets, from any cause, a successor has been uniformly appointed in the same congressional district from which his predecessor had been selected.

Mr. Barrow submitted the following resolution for consideration:

Resolved, That the Secretary of the Navy be directed to communicate to the Senate, a list of the names of the midshipmen appointed from the 1st day of January, 1837, to the 20th of December, 1841, and a statement showing the places of nativity of all such midshipmen, and also their places of residence at the time of their appointment.

Mr. Barrow submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Commerce be instructed to inquire into the expediency of an appropriation being made by Congress, at its present session, for the purpose of constructing a new custom-house in the city of New Orleans.

Mr. Graham, from the Committee of Claims, to whom was referred the bill (S. 15) for the relief of George W. Paschal, reported it with an amendment; which was read.

Mr. Graham, from the Committee of Claims, to whom was referred the bill (S. 51) for the relief of Adam D. Stuart, reported it without amendment.

Mr. Graham also submitted a special report on the subject, which was ordered to be printed.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom the following bills were referred:

S. 70. A bill for the relief of sundry citizens of Arkansas, who lost their improvements in consequence of a treaty between the United States and the Choctaw Indians;

S. 35. A bill to settle the title to certain tracts of land in the State of Arkansas; reported them severally without amendment.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 34) in relation to the donation of land to certain persons in the State of Arkansas, reported it with an amendment; which was read.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 95) to confirm the survey and location of claims for lands in the State of Mississippi, east of the Pearl river, and south of 31st degree of north latitude, reported it without amendment.

Mr. Smith also submitted a special report on the subject, which was ordered to be printed.

Mr. Woodbury, from the Committee of Claims, to whom was referred the petition of Charles Brenan and others, submitted an adverse report; which was read, and ordered to be printed.

Agreeably to notice, Mr. King asked and obtained leave to bring in a bill (S. 107) for the relief of James McCrory, an ensign in the revolutionary war; which was read the first and second times, by unanimous consent, and referred to the Committee on Revolutionary Claims.

Agreeably to notice, Mr. McRoberts asked and obtained leave to bring in a bill (S. 108) for the relief of Hezekiah Cunningham; which was read the first and second times, by unanimous consent, and referred to the Committee on the Post Office and Post Roads.

Agreeably to notice, Mr. Morehead asked and obtained leave to bring in a bill (S. 109) for the relief of James Sympson's heirs; which was read the

first and second times, by unanimous consent, and referred to the Committee on Private Land Claims.

The following message was received from the President of the United States, by Mr. Tyler, his secretary:

To the Senate of the United States:

I herewith transmit to the Senate, a report from the Secretary of State, in answer to their resolution of the 27th instant.

JOHN TYLER.

WASHINGTON, *December* 29, 1841.

The message was read.

On motion by Mr. Allen, that it be printed,

Ordered, That this motion be referred to the Committee on Printing.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 37) for the relief of Henry Wilson; and,

On motion by Mr. Smith, of Indiana,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

S. 43. A bill to authorize the Legislature of the State of Louisiana to sell the lands heretofore appropriated for the use of schools;

S. 60. A bill for the benefit of the Selma and Tennessee Railroad Company; and no amendment being made, they were severally reported to the Senate.

Ordered, That they be engrossed, and read a third time.

On motion by Mr. Benton,

Ordered, That when the Senate adjourn, it be to Monday next.

The Senate resumed the consideration of the motion, by Mr. Tallmadge, to refer the report of the Secretary of the Treasury, communicating a plan of a Fiscal Agency, to a select committee; and,

After debate, and the consideration of Executive business, by unanimous consent,

The Senate adjourned.

MONDAY, JANUARY 3, 1842.

The President pro tempore laid before the Senate a report from the Secretary of the Treasury, communicating a supplement to the annual report of the Commissioner of the General Land Office; which was read.

On motion by Mr. Sevier, that it be printed,

Ordered, That this motion be referred to the Committee on Printing.

Mr. Wright presented four memorials from citizens of the State of New York, severally praying a further postponement, for the space of two years, of the bankrupt law of September 4, 1841; which were referred to the Committee on the Judiciary.

Mr. Wright presented the memorial of a number of manufacturers, merchants and others, citizens of New York, proposing certain amendments to the bankrupt law, of September 4, 1841; which was read, and referred to the Committee on the Judiciary.

Mr. Wright presented the memorial of the chamber of commerce, of the

city of New York, praying certain amendments to the bankrupt law; which was referred to the Committee on the Judiciary.

On motion by Mr. Wright, that the memorial be printed,

Ordered, That this motion be referred to the Committee on Printing.

Mr. Benton presented the memorial of a number of citizens of New York, praying the repeal of the bankrupt law; and the memorial of a number of manufacturers, merchants, mechanics, and others, citizens of New York, proposing certain amendments to the bankrupt law; which were referred to the Committee on the Judiciary.

Mr. Buchanan presented two memorials from citizens of Philadelphia, severally praying the modification or repeal of the bankrupt law; which were referred to the Committee on the Judiciary.

Mr. Buchanan presented three petitions from citizens of the county of Warren, in the State of Pennsylvania, severally praying that the late treaty between the United States and the Seneca Indians, may not be carried into effect; which were referred to the Committee on Indian Affairs.

Mr. Calhoun presented the memorial of a number of citizens of New York, praying the repeal of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Calhoun presented the petition of M. C. Mordecai, praying a remission of the duties on a cargo of fruit, the orders for which had been given previous to the passage of the act of 11th September, 1841; which was referred to the Committee on Commerce.

Mr. Calhoun presented the memorial, adopted at a convention of delegates from the several counties of East Tennessee, praying an appropriation for the improvement of the navigation and survey of the Tennessee river; which was referred to the Committee on Roads and Canals.

Mr. Choate presented the petition of Lydia Moody, widow of William Story, deceased, late an officer in the revolutionary army, praying a pension; which was referred to the Committee on Pensions.

Mr. Bagby presented the petition of Joseph Bryan, Benjamin Young, and Harrison Young, praying to be confirmed in their claim to a tract of land purchased by them as the property of a Creek Indian, whose name, it was afterward ascertained, was not on the register of Indians entitled to reservations; which was referred to the Committee on Indian Affairs.

Mr. Sturgeon presented the petition of John J. Smith, a soldier in the late war with Great Britain, praying an increase of pension; which was referred to the Committee on Pensions.

Mr. Woodbridge presented the petition of a number of citizens of Oxford county, Michigan, praying the adoption of measures for the liberation of certain captured American citizens, transported to Van Dieman's land, in consequence of their participation in the late revolutionary movements in Canada; which was referred to the Committee on Foreign Relations.

On motion by Mr. Tappan,

Ordered, That the memorial of William Neil and others, on the files of the Senate, be referred to the Committee on the Post Office and Post Roads.

Mr. Graham, from the Committee of Claims, to whom was referred the bill (S. 5) to establish a board of commissioners to hear and examine claims against the United States, reported it without amendment.

Mr. Graham, from the Committee of Claims, to whom was referred the bill (S. 38) for the relief of Ephraim D. Dickson, reported it without amendment.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 93) for the relief of Jesse Carpenter, reported it without amendment.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the petition of Clark Woodrooff, submitted a report, accompanied by a bill (S. 110) for his relief.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Phelps, from the Committee of Claims, to whom was referred the petition of David Gelston, deceased, submitted a report, accompanied by a bill (S. 111) authorizing the Secretary of the Treasury to audit and settle the accounts between the United States and David Gelston, formerly collector of the port of New York.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Phelps, from the Committee of Claims, to whom were referred the documents relating to the claim of Samuel Milroy, submitted an adverse report; which was ordered to be printed.

Mr. Phelps, from the Committee of Claims, to whom was referred the petition of Hezekiah Thistle, submitted an adverse report; which was ordered to be printed.

Mr. Woodbury, from the Committee of Claims, to whom was referred the bill (S. 97) for the relief of Captain J. Throckmorton, reported it with an amendment; which was read.

On motion by Mr. Prentiss,

Ordered, That Hazard Knowles have leave to withdraw his petition and papers.

Mr. Preston submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on the Judiciary be instructed to inquire whether any further legislation be requisite to define more accurately the rights and duties of the Vice-President and President of the Senate, in case of the death, resignation, or removal of the President; and the mode of succession, in case of the death, resignation, or removal of any of these officers; and to report by bill or otherwise.

Mr. Barrow submitted the following resolution; which was considered by unanimous consent, and agreed to.

Resolved, That the Committee on Naval Affairs be instructed to inquire into the policy of regulating, by law, the appointment of midshipmen in the navy, so as to give to each State its quota of appointments, in proportion to its representative population.

The Senate proceeded to consider the resolution submitted by Mr. Graham on the 30th ultimo, in relation to the number of cadets in the United States Military Academy at West Point; and agreed thereto.

The Senate proceeded to consider the resolution submitted by Mr. Barrow, the 30th ultimo, in relation to the midshipmen appointed from the 1st of January, 1837, to the 20th of December, 1841; and,

On motion by Mr. Barrow,

Ordered, That it lie on the table.

Agreeably to notice, Mr. Bates asked and obtained leave to bring in a bill (S. 112) to refund the balance due to Massachusetts, for disbursements during the late war with Great Britain; which was read the first and second

times, by unanimous consent, and referred to the Committee on Military Affairs.

The following bills having been reported by the committee correctly engrossed, were severally read a third time:

S. 43. A bill to authorize the Legislature of the State of Louisiana to sell the lands heretofore appropriated for the use of schools in that State;

S. 60. A bill for the benefit of the Selma and Tennessee Railroad Company.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 14) allowing drawback upon foreign merchandise, exported in the original packages to Chihuahua and Santa Fe, in Mexico; and having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That this bill be engrossed, and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

S. 11. A bill to provide for the allowance of invalid pensions to certain Cherokee warriors, under the provisions of the 14th article of the treaty of 1835;

S. 18. A bill granting a pension to William Rand; and no amendment being made, they were severally reported to the Senate.

Ordered, That they be engrossed, and read a third time.

The Senate resumed the consideration of the motion made by Mr. Tallmadge, to refer to a select committee the report of the Secretary of the Treasury, containing a plan of a fiscal agency; and,

After debate,

On motion by Mr. Morehead,

The Senate adjourned.

TUESDAY, JANUARY 4, 1842.

Mr. Wright presented the petition of a number of citizens of Buffalo, in the State of New York, praying the adoption of measures for the liberation of certain American citizens, captured by the British forces, during the late revolutionary movements in Canada; which was referred to the Committee on Foreign Relations.

Mr. McRoberts submitted a communication from Hiram Bridges, in relation to the establishment of a mail-route from Jerseyville to Gilead, in the State of Illinois; which was referred to the Committee on the Post Office and Post Roads.

Mr. Huntington presented the petition of Roger Barrows, praying to be allowed the arrears of pension due to his late father on account of his services in the revolutionary war; which was referred to the Committee on Pensions.

Mr. Pierce presented the petition of Lydia Rowe, widow of a deceased revolutionary officer, praying a pension; which was referred to the Committee on Pensions.

Mr. Choate presented the petition of Elizabeth Norwood, and Jane Burgess, widows of deceased revolutionary soldiers, praying pensions; which was referred to the Committee on Pensions.

Mr. Pierce submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Public Lands be instructed to inquire into the expediency of reporting a bill for the relief of the heirs or legal representatives of John Peters.

Mr. Smith, of Indiana, submitted the following resolution, which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Public Lands be instructed to inquire into the expediency of making provision for the issuing and satisfaction of a military land warrant, in favor of the heirs of Archibald Parker, late of Indiana, deceased, who was a soldier of the 38th regiment of infantry, in the late war; and that the papers on that subject, from the department, be referred to that Committee.

On motion by Mr. Sturgeon,

Ordered, That the petition of John C. Reynolds, on the files of the Senate, be referred to the Committee on Indian Affairs.

On motion by Mr. Smith, of Indiana,

Ordered, That the petition of Zadock Smith, on the files of the Senate, be referred to the Committee of Claims.

On motion by Mr. Linn.

Ordered, That the petition of Thomas M. Isett, on the files of the Senate, be referred to the Committee on Public Lands.

Mr. Walker presented the memorial of the president and directors of the Grand Gulf Railroad and Banking Company, praying a remission of the duties on a quantity of railroad iron imported by them, and used on their road; and an extension of time for the payment of duties on a portion of the iron not yet applied to its construction; which was referred to the Committee on Finance.

Mr. Linn submitted the following resolution, which was considered, by unanimous consent, and agreed to:

Resolved, That the Secretary of the Treasury be directed to send to the Senate a statement of the quantity of public land in the State of Missouri reserved from sale, in consequence of the lines of private surveys of claims derived from France and Spain interfering with the public surveys; and whether, in his opinion, such fractional parts of the national domain are liable to the operation of any pre-emption law, past or existing; and if not embraced by any pre-emption law, what injury would result to public or private rights by extending the benefits of such a law to settlers on such fractions.

Mr. Linn submitted the following resolution for consideration:

Resolved, That the President of the United States be requested to give the notice to the British Government which the convention of 1827 between the two Governments requires, in order to put an end to the treaty for the joint occupation of the Territory of Oregon, west of the Rocky Mountains; and which Territory is now possessed and used by the British Hudson Bay Company, to the ruin of the American Indian and fur trades in that quarter, and conflicting with our inland commerce with the internal provinces of Mexico.

On motion by Mr. Sevier,

Ordered, That the Committee on Roads and Canals be discharged from the further consideration of the petition of Henry M. Shreve; and that it be referred to a select committee to consist of five members, to be appointed by the President pro tempore.

Mr. Morehead, Mr. White, Mr. Walker, Mr. Sturgeon, and Mr. Linn, were appointed the committee.

On motion by Mr. Kerr,

Ordered, That James Tongue, John Scrivener, and the administrator of William Hodson, deceased, have leave to withdraw their several petitions on the files of the Senate.

On motion by Mr. Pierce,

Ordered, That Edward Ward and others, non-commissioned officers and privates in Captain Dimock's company of artillery, have leave to withdraw their petition on the files of the Senate.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the following subjects:

1. Message from the President of the United States, in relation to any correspondence respecting the right of search.

2. Report of the Secretary of the Treasury, communicating a supplement to the report of the Commissioner of the General Land Office.

Ordered, That the message and report be printed.

Mr. Mangum, from the committee, reported against printing the memorial of the Chamber of Commerce of the city of New York, praying an amendment of the bankrupt law.

Mr. Prentiss, from the Committee on Public Lands, to whom was referred the petition of John S. Day, reported, "that the committee be discharged from the further consideration of the petition."

On motion by Mr. Huntington,

Ordered, That the Committee on Finance be discharged from the further consideration of the petition of M. C. Mordecai.

Mr. McRoberts, from the Committee on the Post Office and Post Roads, to whom was referred the bill (S. 108) for the relief of Hezekiah Cunningham, reported it without amendment.

Agreeably to notice, Mr. Young asked and obtained leave to bring in a bill (S. 113) further to amend the act entitled "An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights," approved September 4, 1841; which was read the first and second times, by unanimous consent, and referred to the Committee on Public Lands.

The following bills, having been reported by the committee correctly engrossed, were severally read a third time:

S. 11. A bill to provide for the allowance of invalid pensions to certain Cherokee warriors, under the provisions of the fourteenth article of the treaty of 1835;

S. 14. A bill allowing drawback upon foreign merchandise exported in the original packages to Chihuahua and Santa Fe, in Mexico;

S. 18. A bill granting a pension to William Rand.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 7) for the relief of Margaret Barnes, widow of Elijah Barnes; and,

On motion by Mr. King,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 41) in favor of Mary Snow; and,

On motion by Mr. King,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 13) for the relief of Joseph Bassett; and, no amendment being made, it was reported to the Senate.

On the question "Shall this bill be engrossed, and read a third time?"

It was determined in the affirmative, { Yeas, ... 27, Nays, ... 13.

On motion by Mr. Calhoun,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bates, Buchanan, Choate, Clay, Clayton, Evans, Graham, Henderson, Huntington, Kerr, Linn, Merrick, Morehead, Mouton, Phelps, Pierce, Porter, Prentiss, Preston, Sevier, Simmons, Smith, of Connecticut, Smith, of Indiana, Southard, Williams, Woodbridge, Woodbury.

Those who voted in the negative, are,

Messrs. Allen, Archer, Bagby, Barrow, Benton, Calhoun, Fulton, King, McRoberts, Mangum, Sturgeon, Tappan, Young.

So it was,

Ordered, That this bill be engrossed, and read a third time.

The Senate resumed the consideration of the motion made by Mr. Tallmadge, to refer to a select committee the report of the Secretary of the Treasury, containing a plan of a fiscal agency; and,

After debate, and the consideration of Executive business, by unanimous consent,

The Senate adjourned.

WEDNESDAY, January 5, 1842.

The President pro tempore laid before the Senate a report of the Postmaster General, made agreeably to law, accompanied by a statement of the disbursements from the contingent fund of that Department, during the year 1841; which was read.

A motion being made by Mr. King, that it be printed,

Ordered, That this motion be referred to the Committee on Printing.

Mr. Walker submitted additional documents in relation to the claim of Zachariah Dixon to the right of pre-emption to a tract of land; which, with his petition on the files of the Senate, were referred to the Committee on Public Lands.

Mr. Evans presented the petition of Martha Green, widow of Asa Green, deceased, a soldier in the revolutionary war, praying a pension; which was referred to the Committee on Pensions.

On motion by Mr. Linn,

Ordered, That the petition of Wilson P. Hunt, representative of Gregoire Sarpy, on the files of the Senate, be referred to the Committee on Private Land Claims.

Mr. Buchanan presented a communication from A. W. Townsend, a citizen of Beaver county, Pennsylvania, on the subject of a protective tariff, and the resumption of specie payments by the banks; which was referred to the Committee on Manufactures.

Mr. Calhoun presented the petition of J. L. Pezant & Co., of Charleston, South Carolina, praying that the additional duties levied under the act of September 11, 1841, on certain imported articles, may be remitted, in consideration of the orders for their importation having been given previous to the passage of the act; which was referred to the Committee on Finance.

Mr. Buchanan presented the petition of a number of citizens of Warren county, Pennsylvania, praying that the late treaty with the Seneca Indians may not be carried into effect; which was referred to the Committee on Indian Affairs.

Mr. Bates presented the petition of a number of citizens of Brookfield, Massachusetts, praying the adoption of measures for amending the Constitution, so as to abolish slavery in the United States, or to exonerate the people of the several States from the obligation of restoring fugitive slaves.

The motion to receive the petition being objected to,

On motion by Mr. King,

Ordered, That the motion lie on the table.

Mr. Linn, from the Committee on Private Land Claims, to whom was referred the bill (S. 46) to continue in force the "Act for the final adjustment of private land claims in Missouri," approved July 9th, 1832, and the act supplemental thereto, approved March 2d, 1833, reported it without amendment.

Mr. Preston, from the Committee on Military Affairs, to whom was referred the bill (S. 4) to provide for the settlement of the claim of the State of Maine for the services of her militia, reported it without amendment.

On motion by Mr. Preston,

That the Committee on Military Affairs be discharged from the further consideration of the memorial of E. Gonon;

On motion by Mr. Mouton,

Ordered, That it lie on the table.

The Senate proceeded to consider the report of the Committee on Public Lands, on the petition of John S. Day; and, in concurrence therewith,

Resolved, That the committee be discharged from the further consideration of the petition.

The bill for the relief of Joseph Bassett, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That this bill pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed, as in Committee of the Whole, the bill (S. 7) for the relief of Margaret Barnes, widow of Elijah Barnes, together with the amendment reported thereto; and having been amended, it was reported to the Senate, and the amendment was agreed to.

Ordered, That this bill be engrossed, and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 6) for the relief of John McCloud; and,

On motion by Mr. Prentiss,

Ordered, That it lie on the table.

The Senate resumed the consideration of the motion made by Mr. Tallmadge, to refer to a select committee the report of the Secretary of the Treasury, containing a plan of a fiscal agency; and,

After debate,

On motion by Mr. Tappan,

The Senate adjourned.

THURSDAY, JANUARY 6, 1842.

The President pro tempore laid before the Senate a report of the Secretary of State, exhibiting the names and compensations of the clerks in that Department during the year 1841; which was read.

The President pro tempore presented the memorial of the heirs and representatives of Philip Renault, deceased, praying the confirmation of their title to certain tracts of land; which was referred to the Committee on Private Land Claims.

Mr. Sevier presented the petition of P. P. Pitchlynn, a Choctaw Indian, praying the payment to the Choctaw Indians of a sum of money taken from their fund and applied to the satisfaction of a claim for depredations alleged to have been committed by them upon the property of a citizen of the United States; which was referred to the Committee on Indian Affairs.

Mr. Wright presented the petition of Thomas Brownell, formerly an officer in the naval service of the United States, praying a pension for wounds received in the discharge of his duty; which was referred to the Committee on Pensions.

Mr. Henderson presented the petition of a number of citizens of New York, remonstrating against the further postponement or repeal of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Porter presented the petition of a number of citizens of New York, remonstrating against the further postponement or repeal of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. White presented the memorial of the General Assembly of the State of Indiana, praying an appropriation for the construction of the Cumberland road in that State; which was referred to the Committee on Roads and Canals, and ordered to be printed.

Mr. Barrow presented the petition of Joshua Alexander, an officer during the late war with Great Britain, praying compensation for his services; which was referred to the Committee on Private Land Claims.

Mr. Phelps presented the following resolutions passed by the Legislature of the State of Vermont:

"Resolution relative to the re-eligibility of the President of the United States:

"*Resolved, by the Senate and House of Representatives*, That the constitution of the United States should be so amended, as to restrict the elegibility of the President of the United States to a single term.

"*Resolved*, That our Senators in Congress be instructed, and our Representatives requested, to use their best endeavors to procure an amendment of the constitution of the United States, in conformity with the principle contained in the foregoing resolution.

"*Resolved*, That his Excellency the Governor be requested to transmit a copy of the foregoing resolutions to each of the Executives of the States of Massachusetts, Maine, Connecticut, Delaware, Indiana, and Kentucky, and to each of the Senators and Representatives in Congress from this State.

"A true copy.

"Attest: "C. L. KNAPP,
"*Acting Secretary of State.*"

The resolutions were read.

Ordered, That they be printed.

Mr. Phelps presented the following resolutions passed by the Legislature of the State of Vermont:

"Resolution relative to the election of President and Vice President of the United States:

"*Resolved, by the Senate and House of Representatives*, That our Senators in Congress be instructed, and our Representatives requested, to vote for the passage of a law, designating the same day, throughout the United States, for the choice of electors of President and Vice President of the United States.

"*Resolved*, That the Governor of this State be requested to transmit a copy of the foregoing resolution to the Executives of the State of Indiana, and of each of the other States of the Union, and to each of the Senators and Representatives in Congress from this State.

"A true copy.

"Attest: "C. L. KNAPP,
"*Acting Secretary of State.*"

The resolutions were read.

Ordered, That they be printed.

Mr Phelps presented the following resolutions passed by the Legislature of the State of Vermont:

"Resolutions in favor of the establishment of a protective tariff:

"*Resolved*, By the Senate and House of Representatives of the State of Vermont, as follows, to wit:

"1. *Resolved*, That labor, both mental and corporeal, is not only the most honorable means, but the only true source of wealth.

"2. *Resolved*, That it is the duty of our Government, at all times, to protect and encourage the industry of our citizens, by making and enforcing such a tariff of protective duties as will secure our home markets from the desperate and disastrous floodings of foreign competition.

"3. *Resolved*, That we regard the right to enjoy the products of our soil and labor as sacred and valuable as the right to the soil itself; and that it is equally the duty of our Government to repel invasions and encroachments upon the one as the other.

"4. *Resolved*, That the farmer and manufacturer are alike vitally interested in such protection, and that the prosperity of all classes and occupations is mainly dependant on the success of our agricultural and manufacturing interests.

"5. *Resolved*, That the tariff laws now existing are highly defective and insufficient, and, by that part of the compromise act, which is to take effect in July next, will be rendered still more defective, inefficient, and unjust.

"6. *Resolved*, That our Senators in Congress be instructed, and our Representatives requested, to use all honorable means in their power to procure the passage of laws, which, while they shall guard against the numerous frauds

and evasions now practised upon us by foreigners and foreign agents, and while they shall raise a revenue sufficient only for the necessary expenses of Government, and shall have a due regard to the particular interests of every section of our country, may give, by protective duties, such a preference to domestic over foreign products in our own markets, and may so discriminate between those articles which we can, and those which we cannot produce at home, as to give a just, sure, and salutary encouragement to the industry of every American citizen.

"7. *Resolved*, That his Excellency the Governor be requested to forward a copy of these resolutions to each of our Senators and Representatives in Congress.

"A true copy.

"Attest, "C. L. KNAPP,
"*Acting Secretary of State.*"

The resolutions were read.

Ordered, That they be referred to the Committee on Manufactures, and printed.

Mr. Clay presented the petition of a number of citizens of New York, remonstrating against the further postponement or repeal of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Smith, of Indiana, presented the petition of John J. Beck, praying compensation for a horse lost in the military service of the United States during the last war with Great Britain; which was referred to the Committee of Claims.

Mr. Smith, of Indiana, presented the petition of Nicholas Fleanor, praying compensation for a horse lost in the military service of the United States during the late war with Great Britain; which was referred to the Committee of Claims.

Mr. Berrien presented two petitions from citizens of New York, severally remonstrating against the further postponement or repeal of the bankrupt law; which were referred to the Committee on the Judiciary.

On motion by Mr. Wright,

Ordered, That the petition of Enoch Hidden, on the files of the Senate, be referred to the Committee on Naval Affairs.

On motion by Mr. Morehead,

Ordered, That the documents on the files of the Senate relating to the claim of Johnson & Strader be referred to the Committee on the Post Office and Post Roads.

On motion by Mr. Walker,

Ordered, That the petition of John Hutchins, on the files of the Senate, be referred to the Committee on Public Lands.

On motion by Mr. Pierce,

Ordered, That the documents on the files of the Senate relating to the claims of George Johnson and Daniel Peck be referred to the Committee on Pensions.

Mr. Phelps submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Pensions be directed to inquire into the expediency of placing Nathaniel Stafford, of Bridgewater, in the State of Vermont, a soldier in the last war, upon the roll of invalid pensioners; also that said committee be directed to inquire into the expediency of placing

Rhoda Briggs, widow of Ephraim Briggs, deceased, a revolutionary soldier, on the roll of the revolutionary pensioners, and that the papers relating to said claims be referred to said committee.

Mr. Walker submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on the Post Office and Post Roads be directed to inquire into the expediency of continuing the post-route from Tuscumbia through Holly Springs and Hernando, to commence in the county of Tunica, in the State of Mississippi.

Agreeably to notice, Mr. Merrick asked and obtained leave to bring in a bill (S. 114) for the relief of the heirs of Francis Newman; which was read the first and second times, by unanimous consent, and, with the papers on file, referred to the Committee on the Judiciary.

Agreeably to notice, Mr. Clay asked and obtained leave to bring in a bill (S. 115) to amend the act entitled, "An act to amend the several acts respecting copy-right;" which was read the first and second times, by unanimous consent, ard referred to the Committee on the Judiciary.

On motion by Mr. Graham,

Ordered, That the Committee of Claims be discharged from the further consideration of the petition of Zadock Smith, and from the further consideration of the petition of John Good; and that they be severally referred to the Committee on Roads and Canals.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 54) for the relief of certain settlers on the public lands who were deprived of the benefits of the act granting pre-emption rights, which was approved the 19th of June, 1834, reported it without amendment.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 74) to perfect the titles to lands south of the Arkansas river, held under New Madrid locations and pre-emption rights, under the act of 1814, reported it without amendment.

Mr. Smith, of Indiana, also submitted a report on the subject; which was ordered to be printed.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 113) further to amend the act entitled, "An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights," approved September 4, 1841, reported it with an amendment, which was read.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 100) to amend the act entitled, "An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights," approved September 4, 1841, reported it with an amendment, which was read.

Mr. Smith, of Indiana, also submitted a report on the subject; which was ordered to be printed.

The bill (S. 7) for the relief of Margaret Barnes, widow of Elijah Barnes, having been reported by the committee, correctly engrossed, was read a third time.

Resolved, That this bill pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

S. 10. A bill for the relief of the heirs of Daniel Pettibone, deceased.

S. 57. A bill to provide for the payment to the State of Louisiana, of the balance due said State, for expenditures incurred in raising, equipping, and paying off a regiment of volunteer militia, mustered into the service of the United States, and employed in the Florida war in the year 1836.

S. 67. A bill for the relief of certain companies of Missouri volunteers, commanded by Captains Stevenson, Pollard, Sconce, Atchison, and Crawford.

And no amendment being made thereto, they were severally reported to the Senate.

Ordered, That they be engrossed, and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

S. 24. A bill to authorize the payment of equitable commissions to the agents or attorneys of persons in whose favor awards have been made, under three several treaties between the United States and certain foreign powers, which awards have been retained in the Treasury in payment of debts due to the United States.

S. 45. A bill for creating a new land district in the State of Missouri, and for changing the boundaries of the southwestern and western land districts in said State.

S. 72. A bill to authorize the inhabitants of township eight north, range thirty-two west, in the State of Arkansas, to enter a section of land, in lieu of the 16th section, in said township, upon condition that the same is surrendered to the United States for military purposes.

And having been severally amended, they were reported to the Senate, and the amendments were concurred in.

Ordered, That they be engrossed, and read a third time.

The bill (S. 64) for the relief of the legal representatives of Aaron Vail, deceased, late consul at L'Orient, was read the second time, and considered as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

On motion by Mr. Preston,

That when the Senate adjourn, it be to Monday next;

It was determined in the affirmative, { Yeas, ... 24, / Nays, ... 19.

On motion by Mr. Sevier,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Benton, Berrien, Clay, Clayton, Evans, Henderson, Kerr, Mangum, Merrick, Miller, Porter, Preston, Rives, Smith, of Connecticut, Southard, Sturgeon, Tallmadge, Walker, White, Woodbridge, Wright.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Buchanan, Calhoun, Fulton, Graham, King, Linn, McRoberts, Morehead, Mouton, Pierce, Sevier, Simmons, Smith, of Indiana, Tappan, Williams, Woodbury, Young.

The Senate resumed the consideration of the motion made by Mr. Tallmadge, to refer to a select committee the report of the Secretary of the Treasury, containing a plan of a fiscal agency: and,

After debate,

On motion by Mr. Evans,

The Senate adjourned.

MONDAY, JANUARY 10, 1842.

The President pro tempore laid before the Senate a report of the Secretary of the Navy, made agreeably to law, exhibiting the names and compensations of the clerks in the offices of that Department, during the year 1841; which was read.

The President pro tempore laid before the Senate a report of the Secretary of the Treasury, made in compliance with a resolution of the Senate, of the 23d December, showing the imports and exports of gold and silver coin and bullion, annually, from the 1st of October, 1820, to the 30th of September, 1841, and the annual exportation of the gold and silver coinage of the mint of the United States; which was read.

On motion by Mr. Benton, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

The President pro tempore laid before the Senate a report of the Secretary of War, transmitting information required by a resolution of the Senate, in relation to the number of cadets in the Military Academy, from each State and Territory, and the regulations for their appointment; which was read.

On motion by Mr. Graham, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

The President pro tempore laid before the Senate a report of the Secretary of War, made agreeably to law, transmitting statements of contracts with that Department, during the year 1841; which was read.

The President pro tempore laid before the Senate a report of the Secretary of the Treasury, made in compliance with a resolution of the Senate, exhibiting the amount of the public debt the 3d of March and the 23d of December last; which was read.

On motion by Mr. Tappan, that it be printed.

Ordered, That the motion be referred to the Committee on Printing.

The President pro tempore laid before the Senate a report of the Secretary of the Treasury, transmitting, in compliance with a resolution of the Senate, a statement of the issue of scrip on Virginia military land warrants, with the names of the persons to whom such scrip was assigned, so far as the same has been surrendered to the United States; which was read.

Mr. Buchanan presented the memorial of the Philadelphia Board of Trade, praying the modification or repeal of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Buchanan presented the memorial of the Chamber of Commerce of Philadelphia, praying that the banking-house of the late Bank of the United States, in that city, may be purchased by the United States, for the purpose of being used as a custom-house; which was referred to the Committee on Commerce.

Mr. Mangum presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Clayton presented the memorial of a number of citizens of New York, remonstrating against the postponement or repeal of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Clay presented six memorials, signed by citizens of the State of New York, severally remonstrating against the postponement or repeal of the bankrupt law; which were referred to the Committee on the Judiciary.

Mr. Clay presented the memorial of a number of pilots, navigating the Ohio and Mississippi rivers, praying the enactment of a law to regulate the piloting of steamboats on those rivers; which was referred to the Committee on Commerce.

Mr. White presented the memorial of a number of citizens of New York, remonstrating against the postponement or repeal of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. White presented a preamble and resolutions, passed by the General Assembly of the State of Indiana, instructing the Senators and requesting the Representatives of that State in Congress, to use their exertions to procure the enactment of a law to authorize the inhabitants of the reserved township in Gibson county, to select a quantity of land within the Vincennes land district, for the use of schools, in lieu of the 16th section; which were referred to the Committee on Public Lands, and ordered to be printed.

Mr. Bates presented the memorial of a number of citizens of New York, remonstrating against the postponement or repeal of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Prentiss presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Morehead presented the memorial of a number of citizens of Louisville, Kentucky, praying the repeal of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Morehead presented the memorial of a number of citizens of New York, remonstrating against the postponement or repeal of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Walker presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Berrien presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Berrien presented the petition of a number of citizens of the county of McIntosh, in the State of Georgia, praying the erection of a fort on Doboy island, in that State; which was referred to the Committee on Military Affairs.

Mr. Barrow presented the memorial of the President and Directors of the New Orleans and Nashville Railroad Company, praying a suspension of the judgments obtained against them on certain bonds for duties on railroad iron, and an extension of time on other bonds shortly to become due; which was referred to the Committee on Finance.

Mr. Barrow presented the petition of Valerian Allain, praying the confirmation of his title to a tract of land; which was referred to the Committee on Private Land Claims.

Mr. Choate presented the petition of a number of citizens of Boston, in the State of Massachusetts, remonstrating against the further postponement of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Choate presented resolutions, adopted at a meeting of citizens of Boston, Massachusetts, expressing their opposition to the further postponement or repeal of the bankrupt law; which were referred to the Committee on the Judiciary.

Mr. Choate presented two memorials, signed by citizens of New York, severally remonstrating against the postponement or repeal of the bankrupt law; which were referred to the Committee on the Judiciary.

Mr. Tallmadge presented the petition of the heirs of Richard Livingston, deceased, praying the commutation pay to which their father was entitled as an officer in the revolutionary army; which was referred to the Committee on Revolutionary Claims.

Mr. Tallmadge presented three memorials, signed by citizens of New York, severally remonstrating against the postponement or repeal of the bankrupt law; which were referred to the Committee on the Judiciary.

Mr. Henderson presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Henderson submitted a communication signed by Charles Bellmann, urging the necessity of constructing a light-house at Biloxi, in the State of Mississippi; which was referred to the Committee on Commerce.

Mr. Bayard presented the memorial of the Washington's Manual Labor School and Male Orphan Asylum, in the city of Washington, praying an act of incorporation; which was referred to the Committee on the District of Columbia.

Mr. Bayard presented a preamble and resolutions passed by the General Assembly of the State of Delaware, requesting the Senators and Representative of that State in Congress to procure the enactment of a law to indemnify the citizens of the United States for spoliations committed by authority of the French Government, upon their commerce prior to the year 1800; which were ordered to be printed.

Mr. Benton presented two memorials of a number of citizens of New York, remonstrating against the postponement or repeal of the bankrupt law; which were referred to the Committee on the Judiciary.

Mr. Benton presented three memorials signed by citizens of the United States, severally praying a postponement of the operation of the bankrupt law; which were referred to the Committee on the Judiciary.

Mr. Porter presented the memorial of a number of citizens of New York, remonstrating against the postponement or repeal of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Porter presented the memorial of the town council and citizens of Erie, Pennsylvania, praying an appropriation for the improvement and repair of the harbor of Presque Isle; which was referred to the Committee on Commerce.

Mr. Porter presented the petition of a number of citizens of Washtenaw county, Michigan, praying the abolition of slavery and the slave-trade in the District of Columbia; also, the petition from the same, praying the abolition of slavery in the Territory of Florida.

The motion to receive the petitions being objected to,

On motion by Mr. Merrick,

Ordered, That this motion lie on the table.

Mr. Young presented the petition of a number of citizens of New York remonstrating against the postponement or repeal of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Simmons presented two memorials, signed by citizens of New York, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law; which were referred to the Committee on the Judiciary.

Mr. Simmons presented the petition of Nancy Babbit, widow of a deceased revolutionary officer, praying a pension; which was referred to the Committee on Pensions.

On motion by Mr. Bates,

Ordered, That the petition of Lucy Eaton, on the files of the Senate, be referred to the Committee on Pensions.

On motion by Mr. Miller,

Ordered, That the memorial of the trustees of the Presbyterian church of Connecticut Farm, in the State of New Jersey, on the files of the Senate, be referred to the Committee on Revolutionary Claims.

On motion by Mr. Buchanan,

Ordered, That the heirs of Philip Johnson have leave to withdraw their petition and papers on the files of the Senate.

The President pro tempore stated that he had received a letter from the Hon. Nathan F. Dixon, who is confined by indisposition, requesting to be excused from serving on the Committee on Revolutionary Claims. Whereupon,

On motion by Mr. Clayton,

Ordered, That Mr. Dixon be excused from serving on the said committee, and that a member be appointed by the President pro tempore in his stead: and

Mr. Phelps was appointed accordingly.

Mr. Calhoun submitted the following resolution for consideration:

Resolved, That the President be requested to communicate to the Senate, a copy of the protest of the officers and crew of the brig Creole, on her late passage from Richmond to New Orleans, should any such have been received; or any authenticated account which may have been received, of the murder of a passenger on board, and the wounding of the captain, and others, by the slaves on board the same; and of the occurrences which afterward took place, particularly after the vessel was taken into Nassau, N. Providence; and, also, to inform the Senate, if, in his opinion, it can be done consistently with the public interest, what step has been taken by the Executive, in reference to the transaction, having for its object the punishment of the guilty, the redress of the wrong done to our citizens, and the indignity offered to the American flag.

Agreeably to notice, Mr. Graham asked and obtained leave to bring in a bill (S. 116) to carry into effect two resolutions of the Continental Congress, directing monuments to be erected in memory of Generals Francis Nash and William Davidson; which was read the first and second times, by unanimous consent, and referred to the Committee on Military Affairs.

The following bills having been reported by the committee, correctly engrossed, were severally read a third time:

S. 10. A bill for the relief of the heirs of Daniel Pettibone, deceased;

S. 24. A bill to authorize the payment of equitable commissions to the agents or attorneys of persons in whose favor awards have been made, under three several treaties between the United States and certain foreign powers, which awards have been retained in the Treasury, in payment of debts due to the United States;

S. 45. A bill for creating a new land district in the State of Missouri, and for changing the boundaries of the southwestern and western land districts, in said State.

S. 57. A bill to provide for the payment, to the State of Louisiana, of the balance due said State, for expenditures incurred in raising, equipping, and paying off a regiment of volunteer militia, mustered into the service of the United States, and employed in the Florida war in the year 1836;

S. 64. A bill for the relief of the legal representatives of Aaron Vail, deceased, late consul at L'Orient;

S. 67. A bill for the relief of certain companies of Missouri volunteers, commanded by Captains Stevenson, Pollard, Sconce, Atchison, and Crawford;

S, 72. A bill to authorize the inhabitants of township eight north, range thirty-two west, in the State of Arkansas, to enter a section of land, in lieu of the 16th section, in said township, upon condition that the same is surrendered to the United States for military purposes.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed the consideration of the motion submitted by Mr. Tallmadge, to refer to a select committee the report of the Secretary of the Treasury, transmitting a plan of a fiscal agency; and,

After debate,

On motion by Mr. Walker,

The Senate adjourned.

TUESDAY, JANUARY 11, 1842.

Mr. Wright presented five memorials, signed by citizens of New York, severally remonstrating against the postponement or repeal of the bankrupt law; two memorials from citizens of the same State, severally praying amendments to the bankrupt law; three memorials from citizens of the same State, severally praying a repeal of the bankrupt law; and a memorial of citizens of New York, praying a suspension of the bankrupt law; which were severally referred to the Committee on the Judiciary.

Mr. Wright presented the petition of a number of citizens of Lewiston, New York, praying the adoption of measures for the liberation of certain American citizens, taken prisoners by the British forces during the late revolutionary movements in Canada; which was referred to the Committee on Foreign Relations.

Mr. Tallmadge presented four memorials, signed by citizens of New York, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Huntington presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. White, presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal of the bankrupt law.

Mr. Smith, of Indiana, presented the memorial of a number of citizens of New York, remonstrating against the postponement or repeal of the bankrupt law.

Mr. Porter presented the memorial of a number of citizens of New York, remonstrating against the postponement or repeal of the bankrupt law.

Mr. Simmons presented the memorial of a number of citizens of New York, remonstrating against the postponement or repeal of the bankrupt law.

Ordered, That the said memorials be severally referred to the Committee on the Judiciary.

Mr. Pierce presented the petition of a number of citizens of New Hampshire, praying the establishment of a post-route; which was referred to the Committee on the Post Office and Post Roads.

Mr. Evans presented the petition of a number of citizens of Somerset county, in the State of Maine, praying the adoption of measures for the adjustment of international difficulties without recourse to war; which was referred to the Committee on Foreign Relations.

Mr. Porter submitted documents in support of the claim of certain companies of Michigan militia, to compensation for their services in the enforcement of the neutral obligations of the United States during the late disturbances in Canada; which were referred to the Committee on Military Affairs.

Mr. Tallmadge presented the petition of Martha Handy, widow of a deceased revolutionary soldier, praying a pension; which was referred to the Committee on Pensions.

Mr. Woodbury submitted additional documents in relation to the claim of Henry Waller, which, with his petition on the files of the Senate, were referred to the Committee of Claims.

On motion by Mr. Morehead,

Ordered, That the memorial of a number of citizens of Paducah county, Kentucky, on the files of the Senate, relating to the claim of Francis A. Harrison, be referred to the Committee on the Post Office and Post Roads; and that the petition of Joseph Paxton, on the files of the Senate, be referred to the Committee of Claims.

On motion by Mr. Archer,

Ordered, That Horatio N. Crabb have leave to withdraw his petition and papers on the files of the Senate.

Mr. Sevier presented the memorial of William E. Wells, in behalf of himself and others, owners of the steamer Itasca, praying compensation for the transportation of lime, the property of the United States, under a contract with an agent of the Government; which was referred to the Committee of Claims.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the following subjects:

1. Report from the Secretary of War, in relation to the cadets appointed from the States and Territories, respectively.

2. Report of the Secretary of the Treasury, on the silver coin and bullion imported and exported.

3. Report from the Secretary of the Treasury, exhibiting the public debt.

4. Report of the Postmaster General, showing the disbursements, during the year 1841, from the contingent fund of that Department; and

Ordered, That they be printed.

The Senate proceeded to consider the report of the Committee of Claims, on the claim of Samuel Milroy.

On motion by Mr. Smith, of Indiana,

Ordered, That it lie on the table.

The Senate proceeded to consider the report of the Committee of Claims, on the petition of Hezekiah L. Thistle; and, in concurrence therewith,

Resolved, That the committee be discharged from the further consideration of the subject.

The Senate proceeded to consider the resolution submitted, the fourth instant, by Mr. Linn, in relation to the joint occupation of the Oregon Territory; and,

On motion by Mr. Linn,

Ordered, That the further consideration thereof be postponed to, and made the order of the day for, Tuesday the 18th instant.

The Senate proceeded to consider the resolution submitted yesterday by Mr. Calhoun, on the subject of the brig Creole; and agreed thereto.

Mr. Walker submitted the following resolution for consideration:

Resolved, That the Secretary of the Treasury be directed to report to the Senate—

1st. What amount of money was received by the public officers during the existence of the act, commonly called the Independent Treasury law, which was passed on the 4th of July, 1840, and was repealed on the 13th of August, 1841.

2d. What losses, if any, occurred during the existence of said law, from the defalcations of public officers.

3d. What amount has been coined each year at the Mint; and, also, at the several branch mints of the United States.

4th. What amount of copper, of gold and silver bullion, and of coin for recoinage, has each year been purchased from, or deposited by individuals with the Mint and branch mints of the United States.

5th. What losses, if any, by defalcations of public officers, have occurred at the Mint or branch mints of the United States.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the petition of Sarah Levy, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the petition of James Kiser and Barnett Foley, submitted a report, accompanied by a bill (S. 117) for their relief.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

The Senate resumed the consideration of the motion made by Mr. Tallmadge, to refer to a select committee the report of the Secretary of the Treasury, transmitting a plan of a fiscal agency; and,

After debate, and the consideration of Executive business by unanimous consent,

The Senate adjourned.

WEDNESDAY, JANUARY 12, 1842.

The President pro tempore laid before the Senate a report of the Secretary of the Treasury, made agreeably to law, exhibiting the condition of the banks in the District of Columbia.

On motion by Mr. Benton, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Miller presented the memorial of a number of citizens of Burlington, New Jersey, remonstrating against the postponement of the bankrupt law.

Mr. Wright presented the memorial of a number of citizens of New York, praying the repeal of the bankrupt law; and the memorial of a number of manufacturers, merchants, mechanics, and others, of Albany, New York, praying certain amendments to the bankrupt law.

Mr. Huntington presented the memorial of a number of citizens of New York, remonstrating against the postponement or repeal of the bankrupt law.

Mr. Walker presented two memorials from citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Clay presented five memorials signed by citizens of New York; and a memorial signed by citizens of Harrisburg, Pennsylvania, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Calhoun presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Berrien presented two memorials signed by citizens of New York, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Graham presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Tallmadge presented three memorials from citizens of New York, severally remonstrating against the postponement or repeal, of the bankrupt law.

Mr. Barrow presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Henderson presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Benton presented the memorial of a number of citizens of New York, praying the postponement of the bankrupt law.

Ordered, That the said memorials be severally referred to the Committee on the Judiciary.

Mr. Wright presented the memorial of the New York pilots, praying a modification or repeal of the act of March 2, 1837, concerning pilots; which was referred to the Committee on Commerce.

Mr. Morehead presented the petition of Charles M. Strader, praying permission to import the materials for the construction of two iron steamboats, free of duty; which was referred to the Committee on Manufactures.

Mr. King presented the petition of George Nix, praying the right of preemption to a tract of land; which was referred to the Committee on Public Lands.

Mr. King submitted an additional document in relation to the claim of the widow of George C. Clitherall.

Ordered, That it lie on the table.

Mr. Benton presented the petition of Hezekiah L. Thistle, praying compensation for a horse killed in the military service of the United States; which was referred to the Committee of Claims.

Mr. Benton presented the memorial of Alexander Watson, praying remuneration for the use of his property by the United States troops, and its consequent destruction by the Seminole Indians, in the Florida war; which was referred to the Committee of Claims.

Mr. Preston presented the memorial of the widow and executrix of Commodore John Rodgers, deceased, praying to be allowed the additional rations to which her late husband considered himself entitled, as senior officer of the navy of the United States; which was referred to the Committee on Naval Affairs, together with the papers on file.

On motion by Mr. Buchanan,

Ordered, That the resolutions adopted at a meeting of citizens of Philadelphia, on the files of the Senate, urging a settlement of the claims for French spoliations, committed prior to the year 1800, be referred to the Committee on Foreign Relations.

On motion by Mr. Buchanan,

Ordered, That Samuel R. Slaymaker have leave to withdraw his petition and papers, on the files of the Senate.

On motion by Mr. Tallmadge,

Ordered, That the petition of Leonard Bleeker, on the files of the Senate, be referred to the Committee on Revolutionary Claims.

The President pro tempore laid before the Senate a report of the Secretary of the Treasury, made in compliance with a resolution of the Senate, showing what would have been the distributable amount of the proceeds of the public lands, for the year 1841, agreeably to the provisions of the distribution act, and the proportion of each State and Territory, and the District of Columbia; which was read.

On motion by Mr. Linn, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Linn submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the reports of the board of commissioners appointed under the acts of the 9th of July, 1832, and the 2d of March, 1833, for the final settlement of private land claims in Missouri, now on file in the Secretary's office, be deposited in the office of the Commissioner of the General Land Office; so that authenticated copies of claims may be furnished claimants for legal purposes.

Mr. Barrow submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Public Lands be instructed to inquire into the expediency of removing the general land office from the town of Donaldsonville, in the State of Louisiana, to the town of Baton Rouge, in said State; and also the expediency of removing the land office from Greensburg, in said State, to Baton Rouge.

Mr. Young submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Pensions be instructed to inquire into the expediency of providing by law for the payment of a reasonable compensation to the pension agent for the State of Illinois, for his services in taking care of the public money, and paying out the same to the pensioners of the United States, who are residents in that State.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (S. 26) for the relief of Thankful Reynolds, reported it without amendment.

Mr. Benton, from the Committee on Military Affairs, to whom was referred the bill (S. 2) for the relief of Caroline E. Clitherall, widow of Doctor George C. Clitherall, late a surgeon in the army of the United States, reported it without amendment.

On motion by Mr. Bates,

Ordered, That the Committee on Pensions be discharged from the further consideration of the petition of Nancy Mounts; and that it be referred to the Committee on Revolutionary Claims.

The Senate proceeded to consider the report of the Committee of Claims on the petition of Charles Brenan; and,

On motion by Mr. Preston,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution submitted yesterday by Mr. Walker, in relation to the receipts and defalcations of public officers during the existence of the Independent Treasury law; and the amount received and coined at the Mint and its branches, with the defalcations of officers of the Mint, and agreed thereto.

Agreeably to notice, Mr. Pierce asked and obtained leave to bring in a bill (S. 118) relating to the judicial courts in the district of New Hampshire; which was read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

The Senate resumed the consideration of the motion made by Mr. Tallmadge, to refer to a select committee the report of the Secretary of the Treasury, communicating a plan of a fiscal agency; and,

After debate,

The Senate adjourned.

THURSDAY, JANUARY 13, 1842.

The President pro tempore laid before the Senate a report of the Commissioner of the Public Buildings, made agreeably to law, accompanied by statements of the expenditures on the public buildings and grounds, and other objects committed to his charge, during the year 1841; which was read.

Mr. Huntington presented the memorial of a number of citizens of New York, remonstrating against the postponement or repeal of the bankrupt law.

Mr. Kerr presented the memorial of a number of citizens of Baltimore, Maryland, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Mangam presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Tallmadge presented four memorials, signed by citizens of New York, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Miller presented the memorial of a number of citizens of Newark, New Jersey, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Wright presented the memorial of a number of citizens of New York, remonstrating against the postponement or repeal of the bankrupt law.

Mr. Henderson presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Porter presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Buchanan presented the memorial of a number of citizens of the

county of Harrisburg, Pennsylvania, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Berrien presented the memorial of a number of citizens of New York, remonstrating against the postponement or repeal of the bankrupt law.

Mr. Merrick presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Woodbridge presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Clay presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Walker presented two memorials, signed by a number of citizens of New York, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Ordered, That the said memorials be referred to the Committee on the Judiciary.

Mr. Prentiss presented the petition of Harmon Kingsbury, praying a repeal of that part of the act regulating the Post Office Department which requires postmasters to deliver letters and packages on the Sabbath; which was referred to the Committee on the Post Office and Post Roads.

On motion by Mr. Prentiss, that the petition be printed,

Ordered, That this motion be referred to the Committee on Printing.

Mr. Buchanan presented the memorial of the citizens of the city and county of Lancaster, Pennsylvania, praying that a site within the limits of their county may be selected as the site for a national foundry; which was referred to the Committee on Military Affairs.

Mr. Woodbridge presented the memorial of a number of citizens of the counties of Kalamazoo, Allegan, and Calhoun, in the State of Michigan, praying an appropriation for the construction of a harbor at the mouth of the Kalamazoo river; which was referred to the Committee on Commerce.

Mr. Young presented the petition of David W. Elmore, praying a grant of land in the State of Illinois, for the use of an orphan asylum and manual labor school, established on Fox river, in said State; which was referred to the Committee on Public Lands.

Mr. Woodbury submitted a document in relation to an increase of the pay of the warrant officers of the navy; which was referred to the Committee on Naval Affairs.

On motion by Mr. Mangum,

Ordered, That when the Senate adjourn, it be to Monday next.

On motion by Mr. White,

Ordered, That James Smith have leave to withdraw his petition and papers.

Agreeably to notice, Mr. Preston asked and obtained leave to bring in a bill (S. 119) to abolish the office of Commissary of Purchases; which was read the first and second times, by unanimous consent, and referred to the Committee on Military Affairs.

Mr. Graham, from the Committee of Claims, to whom were referred the petitions of Nicholas Fleanor and John J. Beck, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioners ought not to be granted.

Ordered, That the report be printed.

Mr. Graham, from the Committee of Claims, to whom was referred the bill (S. 61) for the relief of Ephraim Sprague, reported it with an amendment; which was read.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 23) increasing the pay of certain officers of revenue-cutters, while serving in the navy of the United States; and

On motion by Mr. Pierce,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 22) to place Charles Yeaton on the privateer pension list; and

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 50) for the relief of James H. Relfe; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The following bills were severally read a second time, and considered, as in Committee of the Whole:

S. 101. A bill for the relief of William De Peyster and Henry N. Cruger;

S. 103. A bill for the relief of Caleb Eddy; and no amendment being made, they were severally reported to the Senate.

Ordered, That they be engrossed, and read a third time.

The Senate resumed the consideration of the motion, submitted by Mr. Tallmadge, to refer to a select committee, consisting of nine members, to be appointed by the President pro tempore, the report of the Secretary of the Treasury, communicating a plan of a fiscal agency; and, after further debate,

The motion was agreed to; and

Mr. Tallmadge, Mr. Preston, Mr. Bates, Mr. Walker, Mr. Evans, Mr. Merrick, Mr. Young, Mr. White, and Mr. Rives, were appointed the committee.

A motion was made by Mr. Simmons, that the Committee on Manufactures be authorized to employ a clerk: and,

On motion by Mr. Calhoun,

The Senate adjourned.

MONDAY, JANUARY 17, 1842.

The President pro tempore laid before the Senate a report from the Secretary of the Navy, made agreeably to law, showing the contracts and agreements entered into by the Navy Commissioners, or with their sanction, for various supplies for the naval service for the year 1841; which was read.

The President pro tempore laid before the Senate a report from the Secretary of War, made agreeably to law, showing the names, dates of appointment, and pay of all persons employed in the service of the Indian department during the year 1841; which was read, and referred to the Committee on Indian Affairs.

The President pro tempore presented the memorial of a number of citizens of Jersey city, New Jersey, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Tallmadge presented fifteen memorials signed by citizens of the State

of New York, a memorial from a number of citizens of Boston, Massachusetts, and a memorial from a number of citizens of Chambersburg, Pennsylvania, severally remonstrating against the postponement or repeal of the bankrupt law.

Ordered, That the said memorials be referred to the Committee on the Judiciary.

Mr. Tallmadge presented resolutions adopted at a meeting of citizens in the city of New York, expressing their opposition to the postponement or repeal of the bankrupt law; which was referred to the Committee on the Judiciary.

On motion by Mr. Tallmadge, that the resolutions be printed,

Ordered, That this motion be referred to the Committee on Printing.

Mr. Calhoun presented the memorial of a number of manufacturers and others, citizens of New York, praying certain amendments to the bankrupt law.

Mr. Evans presented the memorial of a number of citizens of Boston, Massachusetts, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Miller presented the memorial of a number of citizens of Elizabethtown, and two memorials signed by citizens of Newark, in the State of New Jersey, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Williams presented the memorial of a number of citizens of Boston, Massachusetts, and the memorial of a number of citizens of Portsmouth, New Hampshire, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Bates presented the memorial of a number of citizens of Boston, Massachusetts, and the memorial of a number of citizens of Grafton, Massachusetts, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Bayard presented three memorials signed by a number of citizens of the State of New York, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Buchanan presented two memorials, signed by a number of citizens of Philadelphia, Pennsylvania, severally praying a modification or repeal of the bankrupt law; the memorial of a number of citizens of New York, and the memorial of a number of citizens of Bradford county, Pennsylvania, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Henderson presented three memorials, signed by a number of citizens of New York, the memorial of a number of citizens of Boston, Massachusetts, and the memorial of a number of citizens of Newark, New Jersey, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Rives presented the memorial of a number of citizens of Wheeling, Virginia, remonstrating against the postponement or repeal of the bankrupt law.

Mr. Porter presented the memorial of a number of citizens of New York, remonstrating against the postponement or repeal of the bankruput law.

Mr. Young presented three memorials, signed by a number of citizens of New York, severally remonstrating against the postponement or repeal of the bankrupt law.

Ordered, That the report be printed.

Mr. Graham, from the Committee of Claims, to whom was referred the bill (S. 61) for the relief of Ephraim Sprague, reported it with an amendment; which was read.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 23) increasing the pay of certain officers of revenue-cutters, while serving in the navy of the United States; and

On motion by Mr. Pierce,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 22) to place Charles Yeaton on the privateer pension list; and

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 50) for the relief of James H. Relfe; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The following bills were severally read a second time, and considered, as in Committee of the Whole:

S. 101. A bill for the relief of William De Peyster and Henry N. Cruger;

S. 103. A bill for the relief of Caleb Eddy; and no amendment being made, they were severally reported to the Senate.

Ordered, That they be engrossed, and read a third time.

The Senate resumed the consideration of the motion, submitted by Mr. Tallmadge, to refer to a select committee, consisting of nine members, to be appointed by the President pro tempore, the report of the Secretary of the Treasury, communicating a plan of a fiscal agency; and, after further debate,

The motion was agreed to; and

Mr. Tallmadge, Mr. Preston, Mr. Bates, Mr. Walker, Mr. Evans, Mr. Merrick, Mr. Young, Mr. White, and Mr. Rives, were appointed the committee.

A motion was made by Mr. Simmons, that the Committee on Manufactures be authorized to employ a clerk: and,

On motion by Mr. Calhoun,

The Senate adjourned.

MONDAY, JANUARY 17, 1842.

The President pro tempore laid before the Senate a report from the Secretary of the Navy, made agreeably to law, showing the contracts and agreements entered into by the Navy Commissioners, or with their sanction, for various supplies for the naval service for the year 1841; which was read.

The President pro tempore laid before the Senate a report from the Secretary of War, made agreeably to law, showing the names, dates of appointment, and pay of all persons employed in the service of the Indian department during the year 1841; which was read, and referred to the Committee on Indian Affairs.

The President pro tempore presented the memorial of a number of citizens of Jersey city, New Jersey, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Tallmadge presented fifteen memorials signed by citizens of the State

of New York, a memorial from a number of citizens of Boston, Massachusetts, and a memorial from a number of citizens of Chambersburg, Pennsylvania, severally remonstrating against the postponement or repeal of the bankrupt law.

Ordered, That the said memorials be referred to the Committee on the Judiciary.

Mr. Tallmadge presented resolutions adopted at a meeting of citizens in the city of New York, expressing their opposition to the postponement or repeal of the bankrupt law; which was referred to the Committee on the Judiciary.

On motion by Mr. Tallmadge, that the resolutions be printed,

Ordered, That this motion be referred to the Committee on Printing.

Mr. Calhoun presented the memorial of a number of manufacturers and others, citizens of New York, praying certain amendments to the bankrupt law.

Mr. Evans presented the memorial of a number of citizens of Boston, Massachusetts, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Miller presented the memorial of a number of citizens of Elizabethtown, and two memorials signed by citizens of Newark, in the State of New Jersey, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Williams presented the memorial of a number of citizens of Boston, Massachusetts, and the memorial of a number of citizens of Portsmouth, New Hampshire, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Bates presented the memorial of a number of citizens of Boston, Massachusetts, and the memorial of a number of citizens of Grafton, Massachusetts, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Bayard presented three memorials signed by a number of citizens of the State of New York, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Buchanan presented two memorials, signed by a number of citizens of Philadelphia, Pennsylvania, severally praying a modification or repeal of the bankrupt law; the memorial of a number of citizens of New York, and the memorial of a number of citizens of Bradford county, Pennsylvania, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Henderson presented three memorials, signed by a number of citizens of New York, the memorial of a number of citizens of Boston, Massachusetts, and the memorial of a number of citizens of Newark, New Jersey, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Rives presented the memorial of a number of citizens of Wheeling, Virginia, remonstrating against the postponement or repeal of the bankrupt law.

Mr. Porter presented the memorial of a number of citizens of New York, remonstrating against the postponement or repeal of the bankruput law.

Mr. Young presented three memorials, signed by a number of citizens of New York, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Choate presented the memorial of a number of citizens of Boston, Massachusetts, praying a modification or repeal of the bankrupt law; and two memorials signed by citizens of New York, severally remonstrating against the postponement or repeal of said law.

Mr. Pierce presented the memorial of a number of citizens of Dover, in the State of New Hampshire, remonstrating against the postponement or repeal of the bankrupt law.

Mr. Berrien presented the memorial of a number of citizens of Augusta, in the State of Georgia, praying the repeal of the bankrupt law; and three memorials from citizens of New York, and a memorial from citizens of Harrisburg, Pennsylvania, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Smith, of Connecticut, presented the memorial of a number of citizens of New York, remonstrating against the postponement or repeal of the bankrupt law.

Mr. Allen presented three memorials, signed by citizens of Ohio, severally praying a modification or repeal of the bankrupt law.

Mr. Sturgeon presented the memorial of a number of citizens of Philadelphia, and the memorial of a number of citizens of Harrisburg, in the State of Pennsylvania, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Huntington presented the memorial of a number of citizens of New Haven, three memorials from citizens of Hartford, and two memorials signed by citizens of the county of Litchfield, in the State of Connecticut, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Clay presented a memorial adopted at a meeting of the citizens of Louisville, Kentucky, a memorial from citizens of Boston, Massachusetts, a memorial from citizens of New Jersey, and seven memorials signed by citizens of the State of New York, severally remonstrating against the postponement of the bankrupt law.

Mr. Merrick presented the memorial of a number of citizens of Baltimore, Maryland, remonstrating against the postponement or repeal of the bankrupt law.

Mr. Phelps presented three memorials from citizens of Woodstock, Vermont, and a memorial from citizens of New York, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Woodbury presented the memorial of a number of citizens of New York, remonstrating against the postponement or repeal of the bankrupt law.

Ordered, That the said memorials be severally referred to the Committee on the Judiciary.

The President pro tempore presented a petition signed by citizens of Pennsylvania, praying the adoption of measures to amend the constitution of the United States, so as to exempt the authorities of that State from any obligation to aid or assist in the recovery of fugitive slaves.

The motion to receive the petition being objected to,

On motion by Mr. King,

Ordered, That this motion lie on the table.

Mr. Tallmadge presented a petition signed by citizens of Pennsylvania, praying the adoption of measures to amend the Constitution of the United States in relation to fugitive slaves.

The motion to receive the petition being objected to,

On motion by Mr. King,

Ordered, That this motion lie on the table.

Mr. Walker presented three memorials, signed by citizens of the State of New York, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Walker submitted the following motion for consideration; which was read:

Resolved, That these petitions be referred to the Committee on the Judiciary, with instructions to report, with all practicable despatch, an amendment to the present bankrupt law, including banks in its compulsory provisions, and such other amendments as they may deem advisable.

Mr. Linn presented the memorial of the General Assembly of the State of Missouri, praying an appropriation for the construction of a military road within the limits of that State; which was refered to the Committee on Military Affairs.

Mr. Linn presented the memorial of the General Assembly of the State of Missouri, in relation to a donation of certain lands in that State to the counties in which said lands are situated, to be applied to the construction of roads and canals; which was referred to the Committee on Public Lands.

Mr. Linn presented the memorial of the General Assembly of the State of Missouri, in relation to the reimbursement of money advanced by that State for repelling an incursion of the Osage Indians; which was referred to the Committee on Indian Affairs.

Mr. Linn presented the petition of a number of citizens of Clinton and Clay counties, in the State of Missouri, praying the establishment of a post-route; which was referred to the Committee on the Post Office and Post Roads.

Mr. Linn presented a preamble and resolutions passed by the Legislature of the Territory of Iowa, requesting the Delegate from said Territory in Congress to use his exertions to procure an appropriation for the survey and improvement of the Des Moines river; which were referred to the Committee on Commerce.

Mr. Linn presented the petition of a number of citizens of Stoddard county, Missouri, praying the establishment of a post office and mail-route; which was referred to the Committee on the Post Office and Post Roads.

Mr. Linn presented the petition of a number of citizens residing in the Platte country, Missouri, praying the establishment of a post-route; which was referred to the Committee on the Post Office and Post Roads.

Mr. Miller presented the petition of J. W. Reckless, collector of the port of Perth Amboy, praying to be allowed certain commissions in the settlement of his accounts; which was referred to the Committee on Commerce.

Mr. Sevier presented the petition of Jane McKisick, widow of a deceased revolutionary soldier, praying a pension; which was referred to the Committee on Pensions.

Mr. Young presented the petition of a number of citizens of the State of Illinois, praying that the claim of the "Polish exiles" to certain lands in that State may be vacated, and that said lands may be made subject to the right of pre-emption as other lands belonging to the United States.

Ordered, That it lie on the table.

Mr. Pierce presented the petition of Maria Ridgeway, widow of a deceased naval officer, praying a pension; which was referred to the Committee on Naval Affairs.

Mr. White presented the petition of a number of citizens of Montgomery, Tippecanoe, and Fontaine counties, in the State of Indiana, praying the establishment of a mail-route; which was referred to the Committee on the Post Office and Post Roads.

Mr. Berrien presented the memorial of Thomas Spalding and others, a committee in behalf of the citizens of McIntosh county, in the State of Georgia, relative to the establishment of defences on the coast of Georgia, and at the mouth of the Altamaha river; which was referred to the Committee on Military Affairs.

Mr. Woodbridge presented the petition of a number of the inhabitants of Salem township, in the State of Michigan, praying a resurvey of that township, in order that justice may be done to those settlers who failed to obtain the quantity of land paid for by them, in consequence of certain errors in the survey thereof; which was referred to the Committee on Public Lands.

Mr. Tallmadge presented the petition of Archibald H. Gillespie, an officer in the United States marine corps, praying the compensation usually allowed to officers of the army on account of their responsibility for clothing, arms, and accoutrements while in command of companies; which was referred to the Committee on Naval Affairs.

Mr. Linn presented the petition of William Hudgins, praying permission to change the location of a military land warrant; which was referred to the Committee on Public Lands.

Mr. Phelps presented the following resolution, passed by the Legislature of the State of Vermont:

"STATE OF VERMONT.

"*Resolved by the Senate and House of Representatives*, That our Senators in Congress be directed, and our Representatives requested, to use their exertions to procure the transmission, annually, to the Governor of this State, a number of copies of the laws of Congress, sufficient to furnish the State library with five copies, the clerk of each county court with one copy, and each town in the State with one copy.

"IN HOUSE OF REPRESENTATIVES,

"*November* 9, 1841.

"Read and passed.

"C. F. MERRILL, *Clerk*.

"IN SENATE, *November* 9, 1841.

"Read and passed in concurrence.

"D. W. C. CLARKE, *Secretary*."

The resolution was read.

Ordered, That it be referred to the Committee on the Library,

On motion by Mr. Linn,

Ordered, That the petition of John Moore, on the files of the Senate, be referred to the Committee on Military Affairs.

On motion by Mr. Evans,

Ordered, That the petition of John Watts, on the files of the Senate, be referred to the Committee of Claims.

On motion by Mr. Huntington,

Ordered, That the petition of the widow of Ebenezer Adams, on the files of the Senate, be referred to the Committee on Pensions.

On motion by Mr. Henderson,

Ordered, That the memorial of the West Feliciana Railroad Company, on the files of the Senate, be referred to the Committee on Finance.

On motion by Mr. Linn,

Ordered, That all papers on file in the office of the Secretary of the Senate, relating to the following bills:

S. 76. Confirming certain land claims in Louisiana;

S. 84. For the relief of Juan Belgar; and

S. 86. To confirm certain claims to lands in the district between the Rio Hondo and Sabine rivers; be referred to the Committee on Private Land Claims.

Mr. Calhoun submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Secretary of War be directed to report to the Senate the average strength of the army, including the Military Academy and cadets, during the year ending the 31st of December last, estimated by the average strength of each month, with the proportion of officers to men, estimated in the same manner; and also the expense of the army, including the Academy, for the same period, as nearly as can be ascertained.

Mr. Sturgeon submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Public Lands be instructed to inquire into the expediency of extending the time for the location of Virginia military land warrants, to those that have issued since the 10th of August, 1840.

Mr. Allen submitted the following resolution for consideration; which was read, and ordered to be printed:

Resolved, That the Secretary of the Treasury be directed to inform the Senate, as soon as practicable, whether, in his opinion, the Government can, in the present emergency of its financial affairs, be carried on without either recalling to its service the revenue derived from the sales of the public domain, and which, by an existing act, is set apart for distribution to the States; or without drawing from the people, in addition to their present taxes, an amount equal to that revenue, and in consequence of its distribution, by means of increasing the taxes now levied upon them in the form of tariff duties; or by imposing a new and direct tax upon them; or by borrowing upon their credit, in the form of direct loans, or of treasury-notes, to be paid eventually out of their labor and property. And if, in his opinion, the Government cannot be so carried on without thus recalling the land revenue, or increasing the taxes, or the loans, to an amount equal to that revenue, and in consequence of its distribution, then which of these alternatives will, in his opinion, be the most economical to the people—the recall of that revenue, the taxes, or the loans? Also, that he be directed to lay before the Senate the estimates and the reasons upon which such his opinions may be founded.

Mr. Linn, from the Committee on Private Land Claims, to whom was referred the bill (S. 49) for the relief of Jaques Bon and Alexander Coleman, or their heirs and legal representatives, reported it without amendment.

Mr. Linn, from the Committee on Private Land Claims, to whom the following bills were referred:

S. 48. A bill for the relief of Sebastian Butcher, and the heirs and legal representatives of Bartholomew Butcher, Michael Butcher, and Peter Bloom;

S. 47. A bill confirming the claim of the heirs of Joseph Thompson, senior, deceased, to a tract of land in Missouri;

S. 77. A bill confirming the claim of John Baptiste Lecompte to a tract of land in Louisiana; reported them severally without amendment.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom were referred the memorials of certain citizens of Illinois, submitted a report, accompanied by a bill (S. 120) relative to the act entitled, "An act granting lands to certain exiles from Poland," approved June 30, 1834.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Huntington, from the Committee on Public Lands, to whom was referred the petition of David W. Elmore, reported:

"That the prayer of the petitioner ought not to be granted."

Mr. Graham, from the Committee of Claims, to whom was referred the petition of Hezekiah L. Thistle, submitted a report, accompanied by a bill (S. 121) for his relief.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 67) to authorize an issue of treasury-notes; in which they request the concurrence of the Senate.

The President of the United States approved and signed, the 22d December, 1841, an act making appropriations, in part, for the civil department for the year 1842.

The bill, from the House of Representatives (H. R. 67), to authorize an issue of treasury-notes, was read the first and second times, by unanimous consent, and referred to the Committee on Finance.

The Senate proceeded to consider the report of the Committee on Public Lands, on the petition of Sarah Levy; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

I transmit to the Senate a report from the Secretary of State, relative to the proceedings, and final decision, of the commissioners under the convention with the Republic of Texas, upon the subject of the boundary between the United States and that Republic.

JOHN TYLER.

WASHINGTON, *January* 17, 1842.

The message was read.

The following bills having been reported by the committee, correctly engrossed, were severally read a third time:

S. 50. A bill for the relief of James H. Relfe;

S. 101. A bill for the relief of William De Peyster and Henry N. Cruger;

S. 103. A bill for the relief of Caleb Eddy.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

S. 28. A bill for the relief of Huldah Tucker

S 66. A bill for the relief of George de Passau;

S. 71. A bill regulating commercial intercourse between the port of Cayenne, in the colony of French Guiana, and to remit certain duties;

S. 92. A bill for the relief of Jacob Pennell and others, owners of the Eliza, of Brunswick;

S. 94. A bill for the relief of the Plumb Island Bridge and Turnpike Company; and no amendment being made, they were, severally, reported to the Senate.

Ordered, That they be engrossed, and read a third time.

The bill (S. 104) for the relief of John S. Billings, was read the second time, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 15) for the relief of George W. Paschal, together with the amendment reported thereto; and having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That it be engrossed, and read a third time.

The bill (S. 98) to postpone the operation of the bankrupt act, was considered as in Committee of the Whole; and,

On motion by Mr. Benton,

Ordered, That it lie on the table.

The bill (S. 105) for the relief of the legal representatives of John H. Hall, was read the second time, and considered, as in Committee of the Whole; and,

On motion by Mr. King,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 51) for the relief of Adam D. Stuart; and no amendment being made, it was reported to the Senate.

On the question, "Shall this bill be engrossed, and read a third time?"

It was determined in the negative, { Yeas, ... 16, / Nays, ... 21.

On motion by Mr. Mangum,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Benton, Calhoun, Fulton, Linn, Merrick, Mouton, Pierce, Porter, Sevier, Southard, Sturgeon, Tallmadge, Walker, Young.

Those who voted in the negative, are,

Messrs. Barrow, Bates, Berrien, Clay, Clayton, Evans, Graham, Henderson, Huntington, King, McRoberts, Mangum, Miller, Prentiss, Smith, of Connecticut, Smith, of Indiana, Tappan, White, Williams, Woodbridge, Woodbury.

So the bill was rejected.

The Senate proceeded to consider, as in Committee of the Whole, the resolutions proposing certain amendments to the Constitution of the United States; and,

On motion by Mr. Clay,

Ordered, That they be postponed to, and made the order of the day for, Monday, the 24th instant.

On motion by Mr. Mangum,

The Senate adjourned.

TUESDAY, JANUARY 18, 1842.

The President pro tempore laid before the Senate a letter from the Secretary of State of the State of Missouri, transmitting, in pursuance of a resolution of the General Assembly of that State, a copy of a correspondence on the subject of the northern boundary line of the State of Missouri.

On motion by Mr. Linn, that the letter and correspondence be printed,

Ordered, That this motion be referred to the Committee on Printing.

Mr. Tallmadge presented the memorial of a number of citizens of Buffalo and its vicinity, in the State of New York, remonstrating against the repeal, suspension, or modification, of the bankrupt law; which was read, and referred to the Committee on the Judiciary.

Mr. Tallmadge presented eleven memorials, signed by citizens of the State of New York, and a memorial, signed by a number of citizens of Steubenville, Ohio, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Rives presented two memorials, signed by citizens of Augusta county, Virginia, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Merrick presented the memorial of a number of citizens of Baltimore, Maryland, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Evans presented the memorial of a number of citizens of Allegany county, Pennsylvania, and three memorials from citizens of Portland and its vicinity, in the State of Maine, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Buchanan presented the memorial of a number of citizens of Pittsburg, and the memorial of a number of citizens of Philadelphia, in the State of Pennsylvania, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Mangum presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Miller presented the memorial of a number of manufacturers, merchants, and others, of the city of Philadelphia, praying a repeal of the bankrupt law.

Mr. Bates presented the memorial of a number of citizens of Grafton, in the State of Massachusetts, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Buchanan presented the memorial of a number of citizens of the United States, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Tappan presented five memorials from citizens of Lake county, Ohio, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Allen presented the memorial of a number of citizens of Lake county, Ohio, praying a repeal or modification of the bankrupt law.

Mr. Walker presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Woodbury presented the memorial of a number of citizens of Portsmouth, New Hampshire, praying a repeal of the bankrupt law; and the

memorial of a number of citizens of New York, remonstrating against the postponement or repeal of the bankrupt law.

Mr. Morehead presented the memorial of a number of citizens of New York, remonstrating against the postponement or repeal of the bankrupt law.

Mr. Merrick presented the memorial of a number of citizens of Baltimore, Maryland, praying a repeal of the bankrupt law.

Ordered, That the said memorials be severally referred to the Committee on the Judiciary.

Mr. Prentiss presented the petition of a number of citizens of the city and county of Philadelphia, Pennsylvania, praying the adoption of measures to amend the constitution of the United States in relation to the delivery of fugitive slaves.

The motion to receive the petition being objected to,

On motion by Mr. King,

Ordered, That this motion lie on the table.

Mr. Young presented the petition of a number of citizens of Cook county, Illinois, remonstrating against the adoption of any rule, by Congress, restricting the right of petition on the subject of slavery; a petition from the same, praying the repeal of all laws sanctioning the transportation of slaves in vessels of the United States, and the enactment of other laws for the protection of the rights of such persons to freedom when on the seas; a petition from the same, praying the abolition of slavery and the slave-trade in the District of Columbia, or the removal of the seat of Government to a non-slaveholding district; and a petition from the same, praying the abolition of slavery in the Territory of Florida.

The motion to receive the petitions being objected to,

On motion by Mr. Berrien,

Ordered, That this motion lie on the table.

Mr. Huntington presented the memorial of Ferdinand Clark, an American merchant, residing in the Island of Cuba, praying that the tonnage-duty paid on a cargo of rice and lard, shipped at the port of Charleston, in a Spanish vessel, which was wrecked on her voyage to Havana, may be refunded; which was referred to the Committee on Commerce.

Mr. Evans presented the memorial of a number of ship-owners, citizens of Robbinston, in the State of Maine, praying that Robbinston may be made a port of delivery; which was referred to the Committee on Commerce.

Mr. Merrick presented the petition of William Jones, praying an increase of pension; which was referred to the Committee on Naval Affairs.

Mr. Linn submitted documents relating to the application of Boyd Reilly; which, with his petition on the files of the Senate, were referred to the Committee on Military Affairs.

Mr. Miller presented the petition of George Towaley, praying compensation for military supplies furnished during the revolutionary war; which was referred to the Committee on Revolutionary Claims.

Mr. Miller presented the petition of Eliza Ballard, heir and devisee of Phebe Baker, deceased, widow of a deceased revolutionary soldier, praying arrearages of pension; which was referred to the Committee on Pensions.

Mr. Woodbury presented the petition of John Golder, of the city of New York, praying authority of the General Government to issue an amount of credit cheques; which was referred to the Select Committee on the Fiscal Agency.

Mr. Morehead presented the memorial of John M. McCalla, in behalf of

the assistants for taking the sixth census in the State of Kentucky, praying additional compensation for their services; which was referred to the Committee on the Judiciary.

Mr. Berrien presented the petition of John James Flournoy, praying that a tract of country may be surveyed and set apart for the exclusive occupation of the Indians, under the protection of the Government of the United States; which was referred to the Committee on Indian Affairs.

Mr. Sevier presented the petition of Benjamin Sangford and others, commissioners for locating the county-seat of Pope county, Arkansas, praying a donation of a tract of land selected for that object; which was referred to the Committee on Public Lands.

Mr. Linn presented the petition of Peter H. Willard, praying compensation for the use of his property in saving from loss a large amount of Government funds shipped on board a steamboat, and exposed to loss on the river Mississippi; which was referred to the Committee of Claims.

Mr. Kerr presented the memorial of the administrator of John Teakle, deceased, praying an act authorizing the equitable adjustment of the accounts between the United States and the deceased; which was referred to the Committee of Claims.

Mr. Sevier presented the petition of the heirs of Edward Duval, praying a patent for a tract of land purchased by him in the State of Arkansas; which was referred to the Committee on Public Lands.

On motion by Mr. Prentiss,

Ordered, That the petition of the heirs of Phineas Babcock, on the files of the Senate, be referred to the Committee on Revolutionary Claims.

On motion by Mr. Evans,

Ordered, That the petition of Joseph Veazie, and the petition of Daniel Davis, on the files of the Senate, be, severally, referred to the Committee on Pensions.

On motion by Mr. Buchanan,

Ordered, That the petition of the heirs of George Simpson, on the files of the Senate, be referred to the Committee on Finance.

On motion by Mr. Porter,

Ordered, That the memorial of the corporation of the city of Washington, on the files of the Senate, remonstrating against the surrender to the State of Maryland, of the stock held by that corporation in the Chesapeake and Ohio canal, be referred to the Committee on Roads and Canals.

On motion by Mr. Pierce,

Ordered, That the petition of the widow of Nathan Blood, on the files of the Senate, be referred to the Committee on Pensions.

On motion by Mr. Woodbury,

Ordered, That the petition of Olive R. Watts, mother of Edward Watts, deceased, on the files of the Senate, be referred to the Committee on Pensions.

On motion by Mr. Linn,

Ordered, That the memorial of the corporate authorities of the city of St. Louis, for the reimbursement of money advanced for the improvement of the harbor of that city, on the files of the Senate, be referred to the Committee on Commerce.

On motion by Mr. Clay,

Ordered, That the petition of Richard Higgins, jr., on the files of the Senate, be referred to the Committee on Public Lands.

On motion by Mr. Walker,

Ordered, That the petition of Thomas L. Sumrall, and the petition of J. Fletcher, representative of William Taylor and Robert Elliott, on the files of the Senate, be severally referred to the Committee on Public Lands.

Mr. Merrick submitted the following resolutions; which were considered, by unanimous consent, and agreed to:

Resolved, That the Committee on the Post Office and Post Roads be instructed to inquire into the manner in which the power supposed to exist in the Post Office Department to establish special post offices has been exercised; the number of such special offices now established, and their effect upon the revenues of the Department.

Resolved, That the Committee on the Post Office and Post Roads be instructed to inquire into the propriety of causing a new edition of the laws regulating the conduct and management of the Post Office establishment to be printed, for the use of that Department and its deputies and agents.

Mr. Williams submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Secretary of the Navy be directed to report to the Senate the number of vessels of war belonging to the Navy, during the years 1839, 1840, and 1841; distinguishing those in commission, those in ordinary, and those building; and their respective classes, with the number of guns and amount of tonnage of each. And also to report the expense of the navy for the same periods, distinguishing the expenditures for active service from other expenditures, and the number of officers, seamen, and marines, in service in each year. And also the like information in reference to the years 1822, 1823, and 1824.

On motion by Mr. Merrick,

Ordered, That the petitioners, citizens of Prince George's county, Maryland, praying the erection of a free bridge over the Anacosta river, have leave to withdraw their petitions on the files of the Senate.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 72) to repeal the act establishing a uniform system of bankruptcy; in which they request the concurrence of the Senate.

The said bill, (H. R. 72) from the House of Representatives, was read, and passed to the second reading.

Agreeably to notice, Mr. Linn asked and obtained leave to bring in a bill (S. 122) authorizing the relinquishment of the sixteen sections, granted for the use of schools, and the entry of other lands in lieu thereof; which was read the first and second times, by unanimous consent, and referred to the Committee on Public Lands.

The President pro tempore laid before the Senate a report of the Secretary of War, exhibiting, agreeably to law, the names and compensations of the respective clerks in that Department, during the year 1841; which was read.

On motion by Mr. Evans,

Ordered, That the Committee on Finance be discharged from the further consideration of the petition of John W. King; and from the further consideration of the petition of William A. Whitehead.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (H. R. 67) to authorize an issue of treasury-notes, reported it with amendments, which were read; and, on motion by Mr. Allen, ordered to be printed.

Mr. Rives, from the Committee on Foreign Relations, reported a bill (S. 123) to revive and continue in force, "An act, supplementary to an act, entitled, 'An act in addition to the act for the punishment of certain crimes against the United States;' and to repeal the acts therein mentioned," approved March 10, 1838; which was read, and passed to the second reading.

Mr. Bates, from the Committee on Pensions, to whom the documents relating to the claim of George Johnson were referred, reported a resolution:

"That the prayer of the petitioner ought not to be granted."

Mr. Bates, from the Committee on Pensions, to whom was referred the petition of Mary Chase, widow of Zeba Roberts, reported the following resolution:

"That the prayer of the petitioner ought not to be granted."

On motion by Mr. Bates,

Ordered, That the Committee on Pensions be discharged from the further consideration of the petition of Thomas Harrison; and that the petitioner have leave to withdraw his papers.

On motion by Mr. Sevier,

Ordered, That the Committee on Pensions be discharged from the further consideration of the petition of Hannah Spinney.

The Senate proceeded to consider the resolution reported by the Committee of Claims, on the petitions of John J. Beck and Nicholas Fleanor; and, in concurrence therewith,

Resolved, That the prayer of the petitioners ought not to be granted.

The Senate proceeded to consider the report of the Committee on Public Lands, on the petition of David W. Elmore; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the resolution submitted yesterday by Mr. Walker, to refer certain memorials to the Committee on the Judiciary, with instructions; and, having been amended, it was agreed to, as follows:

Resolved, That the memorials from citizens of New York, [presented by Mr. Walker, the 17th January,] remonstrating against the postponement or repeal of the bankrupt law, be referred to the Committee on the Judiciary, with instructions to inquire into the expediency of reporting an amendment to the present bankrupt law, including banks in its compulsory provisions, and such other amendments as they may deem advisable.

The following bills having been reported by the committee, correctly engrossed, were severally read a third time:

S. 15. A bill for the relief of George W. Paschal;

S. 28. A bill for the relief of Huldah Tucker;

S. 66. A bill for the relief of George de Passau, of Louisiana;

S. 71. A bill regulating commercial intercourse with the port of Cayenne, in the colony of French Guiana, and to remit certain duties;

S. 92. A bill for the relief of Jacob Pennell, and others, owners of the Eliza, of Brunswick;

S. 94. A bill for the relief of the Plumb Island Bridge and Turnpike Company;

S. 104. A bill for the relief of John S. Billings.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

After the consideration of Executive business,

The Senate adjourned.

WEDNESDAY, JANUARY 19, 1842.

Mr. Evans presented the memorial of a number of citizens of Bangor, and the memorial of a number of citizens of Bath, in the State of Maine, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Tallmadge presented the memorial of the Chamber of Commerce of the city of New York, praying certain amendments to the bankrupt law; and fourteen memorials, signed by citizens of the State of New York, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Bayard presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Buchanan presented four memorials, signed by citizens of Philadelphia, Pennsylvania, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law; and the memorial of a number of manufacturers, merchants, and others, of the city of Philadelphia, praying a modification or repeal of the bankrupt law.

Mr. Benton presented the memorial of a number of citizens of New York, praying a repeal of the bankrupt law.

Mr. Mangum presented the memorial of a number of citizens of Fayetteville, North Carolina, remonstrating against a repeal of the bankrupt law; and two memorials, signed by citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Clay presented four memorials, signed by citizens of New York, and a memorial from citizens of Philadelphia, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Allen presented the memorial of a number of citizens of Ohio county, in the State of Virginia, praying an amendment to the bankrupt law to include corporations within its provisions.

Ordered, That the said memorials be severally referred to the Committee on the Judiciary.

Mr. Evans presented the petition of Isaac Davenport, representative of John Davenport, deceased, formerly a soldier in the revolutionary war, praying a pension; which was referred to the Committee on Revolutionary Claims.

Mr. Buchanan presented the petition of a number of citizens of the northwestern part of the State of Pennsylvania, praying an appropriation for the completion of the harbor at Erie; which was referred to the Committee on Commerce.

Mr. King presented a resolution passed by the General Assembly of the State of Alabama, instructing the Senators and requesting the Representatives of said State, in Congress, to use their exertions to procure the establishment of a weekly mail from Elyton, Alabama, to Rome, in the State of Georgia; and from Lookout valley, Tennessee, to Holloway's bridge, Alabama; which was referred to the Committee on the Post Office and Post Roads.

Mr. King submitted the following resolution; which was read, and considered, by unanimous consent:

Resolved, That the Postmaster General be, and he is hereby, directed to re-examine the case of George Whitman, a contractor for carrying the mail from Mobile to New Orleans, and make to him such allowance as may be just and proper.

On motion by Mr. Phelps,

Ordered, That it be referred to the Committee on the Post Office and Post Roads.

Mr. King submitted a letter from the Postmaster General on the subject; which was referred to the same committee.

On motion by Mr. Phelps,

Ordered, That a member be appointed, by the President pro tempore, on the Committee on Revolutionary Claims, in place of the honorable Alfred Cuthbert, absent; and

Mr. Williams was appointed.

On motion by Mr. King,

Ordered, That the petition of Joseph M. Hernandez, on the files of the Senate, be referred to the Committee of Claims.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the petition of Thomas M. Isett, submitted a report, accompanied by a bill (S. 124), for his relief.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Henderson, from the Committee on Private Land Claims, to whom was referred the bill (S. 65) for the relief of Valerian Allain, reported it without amendment.

The Senate proceeded to consider the resolution reported by the Committee on Pensions on the petition of Mary Chase; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee on Pensions on the petition of George Johnson; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The Senate proceeded to consider the resolution submitted yesterday by Mr. Allen, in relation to the deficiency in the Treasury, and the means of supplying the same.

On motion by Mr. Evans,

That it lie on the table,

It was determined in the affirmative, { Yeas, ... 24, / Nays, ... 17.

On motion by Mr. Evans,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clay, Clayton, Evans, Graham, Henderson, Huntington, Mangum, Merrick, Miller, Phelps, Porter, Prentiss, Preston, Rives, Smith, of Indiana, Southard, Tallmadge, White.

Those who voted in the negative, are,

Messrs. Allen, Benton, Buchanan, Calhoun, Fulton, King, Linn, McRoberts, Mouton, Pierce, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Williams, Woodbury, Young.

So it was

Ordered, That the resolution lie on the table.

A message, from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed resolutions testifying their respect for the memory of the honorable Davis Dimock, jr.,

a Representative from the State of Pennsylvania, who died, at his residence in that State, the 13th of January instant.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 67) to authorize an issue of treasury-notes; and,

After debate,

On motion by Mr. Buchanan, and in testimony of respect for the memory of the honorable Davis Dimock,

The Senate adjourned.

THURSDAY, JANUARY 20, 1842.

Mr. Clayton presented the memorial of a number of manufacturers, merchants, and others, citizens of Philadelphia, Pennsylvania, praying an amendment or repeal of the bankrupt law.

Mr. Buchanan presented nine memorials, signed by a number of manufacturers, merchants, and others, citizens of Philadelphia, Pennsylvania, severally praying an amendment or repeal of the bankrupt law; and two memorials from citizens of Harrisburg, Pennsylvania, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Mangum presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Tallmadge presented fourteen memorials signed by citizens of the State of New York, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Bayard presented two memorials signed by a number of manufacturers, merchants, and others, citizens of Philadelphia, Pennsylvania, severally praying an amendment or repeal of the bankrupt law; and the memorial of a number of citizens of New York, remonstrating against its amendment, postponement, or repeal.

Mr. Wright presented six memorials signed by citizens of the State of New York, severally praying a repeal of the bankrupt law; three memorials from citizens of New York, severally remonstrating against the postponement or repeal of the bankrupt law; a memorial from citizens of New York, praying certain amendments to the bankrupt law; and a memorial from citizens of New York, remonstrating against the postponement or repeal of the bankrupt law, and praying certain amendments thereto.

Mr. Calhoun presented two memorials, signed by a number of manufacturers, merchants, and others, citizens of Philadelphia, Pennsylvania, severally praying an amendment or repeal of the bankrupt law.

Mr. Sturgeon presented five memorials signed by a number of manufacturers, merchants, and others, citizens of Philadelphia, Pennsylvania, severally praying an amendment or repeal of the bankrupt law.

Mr. Preston presented the memorial of a number of manufacturers, merchants, and others, citizens of Philadelphia, Pennsylvania, praying an amendment or repeal of the bankrupt law; and the memorial of a number of citizens of Buffalo, New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Berrien presented two memorials signed by a number of citizens of Macon, Georgia, and a memorial from a number of citizens of Harrisburg, Pennsylvania, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Evans presented the memorial of a number of citizens of Brewer, in the State of Maine, and the memorial of a number of citizens of Portsmouth, New Hampshire, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Clay presented the memorial of a number of manufacturers, merchants, and others, citizens of Philadelphia, Pennsylvania, praying an amendment or repeal of the bankrupt law; the memorial of a number of citizens of Erie county, Pennsylvania, and the memorial of a number of citizens of Summit county, Ohio, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Huntington presented the memorial of a number of citizens of Colchester, Connecticut, and the memorial of a number of citizens of New York, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Miller presented three memorials signed by a number of manufacturers, merchants, and others, citizens of Philadelphia, Pennsylvania, severally praying an amendment or repeal of the bankrupt law.

Mr. Williams presented the memorial of a number of citizens of South Berwick, in the State of Maine, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Rives presented two memorials from citizens of the State of New York, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Choate presented the memorial of a number of citizens of Roxbury, Massachusetts, and the memorial of a number of citizens of New York, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Benton presented the memorial signed by J. W. Greene and numerous other persons, praying a postponement of the operation of the bankrupt law.

Mr. Walker presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Ordered, That the said memorials be severally referred to the Committee on the Judiciary.

Mr. Buchanan presented the petition of Hannah Heston, widow of a deceased revolutionary officer, praying a pension; which was referred to the Committee on Pensions.

Mr. Buchanan presented the memorial of a number of citizens of Pittsburg, Pennsylvania, praying the repeal of the provision of the law regulating the post office department, requiring postmasters to keep their offices open during the Sabbath day; which was referred to the Committee on the Post Office and Post Roads.

Mr. Linn presented the petition of Welcome A. Robbins, Thomas J. Robbins, and Frederick M. Robbins, praying the confirmation of their title to a tract of land in the State of Missouri; which was referred to the Committee on Private Land Claims, together with their papers on file.

Mr. Linn presented the petition of a number of citizens of Perry county, Missouri, praying the establishment of a post route; which was referred to the Committee on the Post Office and Post Roads.

Mr. Young presented the petition of Daniel Low and Charles F. Moulton, praying the reimbursem ent of money paid for lands erroneously entered at

the land offices of Helena and Little Rock, in the State of Arkansas; which was referred to the Committee on Public Lands.

Mr. Barrow presented the petition of John S. Baldwin, William S. Parrott, G. S. Thompson, and others, claimants under the convention with the Mexican republic, praying that an inquiry may be instituted into the progress and condition of the commission under that convention.

On motion by Mr. Barrow, that the petition be printed,

Ordered, That this motion be referred to the Committee on Printing.

On motion by Mr. Wright,

Ordered, That the petition of the widow of Joseph York, on the files of the Senate, be referred to the Committee of Claims.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

I transmit to the Senate, herewith, a report from the Secretary of State, with accompanying papers, in answer to their resolution of the 11th instant.

JOHN TYLER.

WASHINGTON, *January* 19, 1842.

The message was read.

On motion that it be printed,

Ordered, That this motion be referred to the Committee on Printing.

The President pro tempore laid before the Senate a report of the Secretary of the Navy, transmitting, in compliance with a joint resolution of the two Houses of Congress, a list of the names of persons who have applied for relief under the navy pension laws whose claims have been rejected since March, 1840.

The report was read.

On motion by Mr. Sevier, that it be printed,

Ordered, That this motion be referred to the Committee on Printing.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the report of the Secretary of the Treasury in relation to the operation of the distribution act of September 4, 1841; and,

Ordered, That the report be printed.

Mr. Mangum, from the Committee on Printing, reported against printing the following subjects:

1. Report from the Secretary of the Treasury, showing the condition of the banks in the District of Columbia at the close of the year 1841.
2. Petition of Harman Kingsbury.
3. Resolutions adopted at a meeting of citizens of the city of New York, in opposition to the repeal of the bankrupt law.

Mr. Williams submitted the following resolution, which was considered by unanimous consent, and agreed to:

Resolved, That the Secretary of the Navy be directed to report to the Senate the pay and emoluments, if any, in dollars and cents, per man, of the officers in the naval service of Great Britain, of all grades; distinguishing the pay of each grade, and the pay of petty officers and seamen in the same service; with like information in reference to the officers or privates of the marine corps in the British service; and also the pay and emoluments of officers and men in the naval and marine service of the United States; with the number of each in the latter service in the year 1841.

Mr. Pierce, from the Committee on Military Affairs, to whom was referred

the bill (S. 42) to equalize the pay of the army, and for other purposes, reported it without amendment.

Mr. Prentiss, from the Committee on Patents and the Patent Office, to whom was referred the petition of Robert B. Lewis, reported a bill (S. 125) for his relief; which was read, and passed to the second reading.

Mr. Smith, of Indiana, from the Committee on Public Lands, who were instructed to inquire into the subject, reported a bill (S. 126) to remove the office of surveyor general, and to change the location of the land office in the Greensburg district, in the State of Louisiana; which was read, and passed to the second reading.

Mr. Linn, from the Committee on Private Land Claims, to whom was referred the petition of Wilson P. Hunt, reported a bill (S. 127) for the relief of Gregoire Sarpy, or his legal representatives; which was read, and passed to the second reading.

The Senate resumed, as in Committee of the Whole, the bill (H. R. 67) to authorize an issue of treasury-notes, together with the amendments reported thereto.

On the question to agree to the following amendment:

Section 1, line 14, strike out the following: "*Provided, That the amount of treasury-notes which may be issued under authority of this act, shall be deemed and taken in lieu of so much of the loan authorized by the act of 31st July*, 1841;"

It was determined in the affirmative, { Yeas, ... 24, Nays, ... 21.

On motion by Mr. Tappan,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clay, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Porter, Prentiss, Preston, Rives, Smith, of Indiana, Southard, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Benton, Buchanan, Calhoun, Clayton, Fulton, Henderson, King, Linn, McRoberts, Mouton, Pierce, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Williams, Woodbury, Wright, Young.

So the amendment was agreed to.

No further amendment being proposed, the bill was reported to the Senate, and the amendments were concurred in.

On motion by Mr. Evans,

The Senate adjourned.

FRIDAY, JANUARY 21, 1842.

The President pro tempore presented the memorial of a number of citizens of Erie county, Pennsylvania, remonstrating against the amendment, postponement, or repeal, of the bankrupt law; and the memorial of a number of citizens of the State of Ohio, praying the repeal of the bankrupt law.

Mr. Clay presented two memorials, signed by a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Buchanan presented seven memorials, signed by citizens of Philadelphia, Pennsylvania, severally praying an amendment or repeal of the bank-

rupt law; and two memorials of citizens of the State of Pennsylvania, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Merrick presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Porter presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Calhoun presented the memorial of a number of citizens of Charleston, South Carolina, praying the postponement or repeal of the bankrupt law.

Mr. Sturgeon presented the memorial of a number of citizens of Philadelphia, Pennsylvania, praying an amendment or repeal of the bankrupt law; and two memorials of citizens of Harrisburg, Pennsylvania, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Wright presented two memorials from citizens of Troy, New York, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Huntington presented two memorials, signed by a number of citizens of New York, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Benton presented two memorials, signed by a number of manufacturers, merchants, and others, citizens of Philadelphia, Pennsylvania, severally praying an amendment or repeal of the bankrupt law.

Mr. Phelps presented the memorial of a number of citizens of Bethel, Vermont, and the memorial of a number of citizens of New York, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Tallmadge presented nineteen memorials, signed by citizens of the State of New York, a memorial of citizens of Boston, Massachusetts, and a memorial of citizens of Cleveland, Ohio, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Morehead presented the memorial of a number of citizens of Hardin county, Kentucky, praying the repeal of the bankrupt law.

Mr. Clay presented the memorial of a number of citizens of Tuscarora county, and the memorial of a number of citizens of Somerset county, in the State of Ohio, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Ordered, That the said memorials be severally referred to the Committee on the Judiciary.

Mr. Young presented the memorial of the Mayor and Aldermen of the city of Chicago, Illinois, praying an appropriation for the completion of the harbor at that city; which was referred to the Committee on Commerce.

On motion by Mr. Young, that the memorial be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Phelps presented a memorial adopted at a meeting of the citizens of Racine, in the Territory of Wisconsin, praying the construction of a harbor at that place; which was referred to the Committee on Commerce.

On motion by Mr. Phelps, that the memorial be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. McRoberts presented a memorial of the General Assembly of the State of Illinois, in favor of the establishment of a marine hospital at Chicago; which was read, and ordered *to be printed.*

Mr. Morehead presented the following preamble and resolutions, passed by the General Assembly of the Commonwealth of Kentucky:

"*Preamble and resolutions in relation to American citizens captured by Mexico.*

"Whereas, it appears from authentic information, that citizens of the United States, with passports from their Government duly authenticated, in going from Texas to Santa Fe, with legitimate and peaceful intentions, offering no resistance, have been arrested by a military force of Mexicans—a portion put to death in the most perfidious manner, while others, put in manacles, were, without any regard to the usages of war among civilized nations, or the universally-received principles of humanity, having been first divested of their shoes and clothing, and driven, rather as beasts than human beings, from the place of their capture to the city of Mexico, a distance of many hundred miles, by a soldiery, cruel, relentless, and unrestrained; and when there, their life, their death, or what is worse than death, protracted bondage in chains, at the mere will of a military dictator; and to give a deeper interest, if possible, for the fate of our unfortunate countrymen, the fact is said to exist, that a citizen of Kentucky, a mere youth of seventeen, is one of the wretched captives. And whereas, protection is due to all and every the humblest citizen of the Republic, whether at home or abroad: Therefore,

"*Resolved by the General Assembly of the Commonwealth of Kentucky*, That the Government of the United States owes it to itself, as well as to those unfortunate citizens, to use the most prompt, vigorous, and efficient means, to restore to liberty and their country those men, and to vindicate to Mexico and the world the proud declaration, that American citizenship is a shield against wrong and oppression throughout the globe.

"*Be it further resolved*, That Kentucky will sustain, in any manner which shall be deemed necessary, with her full strength, the most energetic action of the General Government, to right the wrong, both individual and national.

"*Resolved further*, That, in the opinion of this Legislature, it is the duty of the Government of the United States to demand and require the Government of Mexico, in the future progress of the war with Texas, to observe the usages of civilized nations in the treatment of prisoners.

"*Resolved further*, That the Governor be requested to forward a copy of the foregoing preamble and resolutions to the President of the United States, and to each of our Senators and Representatives in Congress.

"C. S. MOREHEAD,
"*Speaker of the House of Representatives.*
"MANLIUS V. THOMSON,
"*Speaker of the Senate.*

"Approved, January 6, 1842.

"R. P. LETCHER.

"By the Governor:
"JAMES HARLAN, *Secretary of State.*"

The preamble and resolutions were read.

Ordered, That they be referred to the Committee on Foreign Relations.

Mr. Berrien presented a resolution passed by the Legislature of the State of Georgia, instructing the Senators, and requesting the Representatives of that State in Congress, to use their exertions to procure a law to make compensation for certain horses lost in the Florida campaign; which was referred to the Committee on Military Affairs.

Mr. Berrien presented a preamble and resolutions passed by the Legislature of the State of Georgia, instructing the Senators, and requesting the Representatives of said State in Congress, to use their influence to procure the continuance of the branch mint of the United States at Dahlonega, in that State.

Ordered, That they lie on the table.

Mr. Berrien presented resolutions passed by the Legislature of the State of Georgia, instructing the Senators, and requesting the Representatives of said State in Congress, to use their efforts to procure the establishment of the following mail-routes:

From Spring Place, in the State of Georgia, to Jacksonville, Alabama;

From Sandersville to Savannah, and from Eden to Smith's, in Tatnall county, in the State of Georgia;

From Irwinton, Alabama, to Dublin, in the State of Georgia;

From Barnesville, Pike county, to Marietta, in said State;

From Macon, Georgia, to Irwinton, Alabama;

From Starkesville, Georgia, to Irwinton, Alabama;

From Macon, Georgia, to Mobile, Alabama; and,

From Blairsville to Dahlonega, in the State of Alabama.

Ordered, That they be referred to the Committee on the Post Office and Post Roads.

Mr. Young presented the petition of a number of citizens of Winnebago county, in the State of Illinois, praying that the lands claimed by "Polish exiles," under an act of Congress, may be subject, like other lands, to the general right of pre-emption.

Ordered, That it lie on the table.

Mr. Woodbury presented the petition of Anna Phillips, widow of a deceased revolutionary soldier, praying a pension; which was referred to the Committee on Pensions.

Mr. Morehead presented the petition of the heirs of James Simpson, praying the confirmation of their title to a tract of land in the State of Louisiana; which was referred to the Committee on Private Land Claims.

Mr. King presented the following resolutions, passed by the Legislature of the State of Alabama:

"*Resolved unanimously by the Senate and House of Representatives of the State of Alabama in General Assembly convened*, First: That with the rising prospects of the new and noble republic of Texas, the reasons why we should not forbid, but rather seek earnestly her admission into our Union, constantly and rapidly accumulate; 'their people are our people,' and we believe them the bold, fearless friends of liberty; their admission cannot weaken, but will add strength, wealth, and power, to the Union. Second:

"*Resolved unanimously*, That it is hereby made known to Texas and to the world, that, we, as the representatives of the people of Alabama, are decidedly in favor of the admission of the republic of Texas in the Union, with equal rights and upon an equal footing with the sovereign States of the United States of America. Third:

"*Resolved unanimously*, That the Governor of Alabama, the President of the Senate, and the Speaker of the House of Representatives, in behalf of their respective Houses, be requested to subscribe these resolutions, either before, or immediately after the adjournment of this General Assembly; that his Excellency the Governor, be requested to forward a copy to the Governor of each of the States and Territories of the Union, requesting them

to present them to the Legislatures of their respective States or Territories; a copy to the President of Texas, and also a copy to each of our Senators and Representatives in Congress, requesting them to urge the passage of all such laws, resolutions, or treaties, as may conduce to the desirable object of the annexation of the republic of Texas to the United States of America.

"NATH'L. TERRY,
"*President of the Senate.*
"DAVID MOORE,
"*Speaker of the House of Representatives.*

"Approved, January 1, 1842.

"BEN FITZPATRICK.

"A true copy. Attest:
"WM. GARRATT, *Secretary of State.*"

The resolutions were read, and ordered to be printed.

Mr. King presented the following preamble and resolutions, passed by the Legislature of the State of Alabama:

"Whereas, it has become the duty of the General Assembly of the State of Alabama to take into consideration an act of the Congress of the United States, approved on the fourth day of September, in the year of our Lord one thousand eight hundred and forty-one, entitled, 'An act to distribute the proceeds of the sales of the public lands, and to grant pre-emption rights to settlers.' Some of the provisions of which act must materially, if not vitally, effect the welfare and happiness of the good people of the State of Alabama: wherefore, it behooves their representatives maturely to deliberate what action shall be taken thereon in their behalf. While this General Assembly deprecates an undue interference on the part of the States in the affairs of the General Government, which properly belong to it, it is nevertheless held to be an indisputable right as well as the bounded duty of the States, in the exercise of their sovereignty, to interpose their authority, whenever their reserved rights are invaded, or any act may be done, that is calculated to affect their independence, or destroy the peace and well-being of their people. In the exercise of this right the General Assembly does therefore declare that, however much the people of the State of Alabama may feel the burdens which already oppress, or may possibly be imposed on them, in order to relieve them from the embarrassment consequent upon improvident legislation, no matter how specious the arguments may be, founded upon their necessities, they reject, with *indignant scorn*, the idea that any sufferings with which it may please the Great Ruler of nations to afflict them in the shape of pecuniary embarrassments, can ever so far debase our people as to cause them to look upon gold otherwise than as the dust in the balance, when compared with the proud and precious inheritance bequeathed to us by our fathers, of lofty integrity, and unbought independence, or with the no less estimable possession of the individual sovereignty of this State.

"That although our sister States may entertain other and different views than those which we feel ourselves called upon to express, and may be disposed to receive their share of the national spoil, yet we will remain uninfluenced by their action; and never, by our acceptance of the proffered bribe, sanction the dangerous and immoral maxim, that the end justifies the means. We do this, because we hold our honor and independence above all price, and because we entertain a fixed and unalterable determination to maintain them, irrespective of all future consequences.

"This General Assembly does further declare, that that portion of the act above referred to which distributes the proceeds of the sales of the public lands to the several States, is a gross and palpable violation of the constitution of the United States—distributing as it does, under existing circumstances, the revenue arising from customs; and that it will, unless arrested, pave the way to an assumption of the power on the part of the General Government, to seize upon the national Treasury for any and for all purposes, without regard to the source whence its revenues may be derived, and that it will ultimately make the several States the stipendiaries and pensioned vassals of a great central power, thereby carrying into effect the principles of old-fashioned ultra federalism, as proclaimed by its most daring advocates in the gloomiest period of our political history.

"*Be it therefore resolved by the Senate and House of Representatives of the State of Alabama in General Assembly convened*, That no authority shall be given to the Governor of this State or any other person in its behalf, to receive that portion of the proceeds of the sales of the public lands, which may be allotted to this State by virtue of an act of the Congress of the United States entitled, 'An act to distribute the proceeds of the sales of the public lands, and to grant pre-emption rights to settlers,' and that the State of Alabama does hereby refuse to receive the same or any part thereof.

"*Be it further resolved, by the authority aforesaid*, That our Senators in Congress be, and they are hereby instructed, and our Representatives are requested, to use their utmost endeavors to procure a speedy repeal of the above recited act.

"*Be it further resolved, by the authority aforesaid*, That the Governor of this State be requested to forward a copy of the foregoing preamble and resolutions to the Governors of the several States of this Union, and also to each of our Senators and Representatives in Congress.

"NATH'L TERRY,
"*President of the Senate.*
"DAVID MOORE,
"*Speaker of the House of Representatives.*

"Approved December 31. 1841.

"BEN FITZPATRICK.

"A copy—attest:
"WM. GARRETT, *Secretary of State.*"

The preamble and resolutions were read, and ordered to be printed.

Mr. Clayton submitted the following resolution for consideration:

Resolved, That the following be added as one of the standing rules of the Senate:

Whenever a claim is presented to the Senate, and referred to a committee, and the committee report that the claim ought not to be allowed, and the report be adopted by the Senate, it shall not be in order to move to take the papers from the files, for the purpose of referring them at a subsequent session, unless the claimant shall present a memorial for that purpose, stating in what respect the committee have erred in their report, or that new evidence has been discovered, since the report, and setting forth the new evidence in the memorial.

Mr. Rives submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on the Post Office and Post Roads inquire into the expediency of directing the Post Master General to reim-

Those who voted in the negative, are,

Messrs. Archer, Bates, Bayard, Benton, Berrien, Choate, Clay, Clayton, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Prentiss, Preston, Rives, Smith, of Indiana, Southard, Tallmadge, White, Woodbridge.

So the amendment was disagreed to.

On motion by Mr. Woodbury,

To amend the bill, by adding the following:

"SEC. 2. *And be it further enacted, That beside the general revenue from customs, the proceeds of the sales of the public lands are hereby specially pledged for the redemption of the treasury-notes, agreeably to their tenor, which may be issued under the provisions of this act; and shall be applied solely to that use, until the debts created by said notes shall be fully satisfied; and to carry that purpose into effect, the act of September* 4, 1841, *entitled, 'An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights,' be, and the same is hereby, repealed, so far as regards the first six sections thereof;*"

It was determined in the negative, { Yeas, ... 19, Nays, ... 26.

On motion by Mr. Pierce,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Benton, Buchanan, Calhoun, Fulton, King, Linn, McRoberts, Mouton, Pierce, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clay, Clayton, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Prentiss, Preston, Rives, Smith, of Indiana, Southard, Tallmadge, White, Woodbridge.

So the amendment was disagreed to.

No further amendment being proposed,

Ordered, That the amendments be engrossed, and the bill read a third time.

On motion by Mr. Calhoun,

The Senate adjourned.

SATURDAY, JANUARY 22, 1842.

Mr. Clay presented the memorial of a number of citizens of Albany, the memorial of a number of citizens of Buffalo, and the memorial of a number of citizens of Waterloo, in the State of New York, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Evans presented the memorial of citizens of Belfast, and the memorial of a number of citizens of Eastport, in the State of Maine, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Buchanan presented five memorials signed by a number of merchants, manufacturers, and others, citizens of Philadelphia, Pennsylvania, severally praying an amendment or repeal of the bankrupt law.

Mr. Wright presented the memorial of a number of citizens of Salem, New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Clayton presented the memorial of a number of citizens of Philadelphia, Pennsylvania, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Tallmadge presented thirteen memorials signed by numerous citizens of the State of New York, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Tallmadge presented the memorial of the Board of Trade of the city of New York, praying that the bankrupt law may be so amended as to embrace corporations within its provisions.

Mr. Huntington presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Miller presented the memorial of a number of citizens of Essex county, and the memorial of a number of citizens of Franklin Furnace, in the State of New Jersey, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Sturgeon presented the memorial of a number of citizens of Bradford county, and the memorial of a number of citizens of Berks county, Pennsylvania, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Pierce presented the memorial of a number of citizens of Belknap county, New Hampshire, praying a repeal of the bankrupt law.

Mr. Rives presented the memorial of a number of citizens of Cayuga county, New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Berrien presented the memorial of a number of citizens of Augusta, Georgia, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Morehead presented the memorial of a number of citizens of Jefferson county, Kentucky, praying a repeal of the bankrupt law.

Mr. Walker presented the memorial of a number of citizens of Boston, Massachusetts, remonstrating against the postponement or repeal of the bankrupt law.

Mr. Preston presented the memorial of a number of citizens of New York, remonstrating against the postponement or repeal of the bankrupt law.

Ordered, That the said memorials be referred to the Committee on the Judiciary.

Mr. Clay presented the petition of a number of citizens of New York, praying a revision and arrangement of a tariff of duties, as well for objects of revenue as for the protection aud security of domestic labor.

On motion by Mr. Clay,

That the petition be printed.

Ordered, That this motion be referred to the Committee on Printing.

Mr. Smith, of Indiana, presented the memorial of a number of citizens of the State of Indiana, praying the establishment of a port of entry at New Albany, in that State; which was referred to the Committee on Commerce.

Mr. Buchanan presented the memorial of a number of manufacturers of window-glass, and others, in the State of New Jersey, praying a restoration of the duties on imported window-glass; which was referred to the Committee on Manufactures.

Mr. Wright presented the memorial of a number of citizens of Darien, New York, praying the adoption of measures for the liberation of certain

American citizens taken by the British forces during the late revolutionary movements in Canada; which was referred to the Committee on Foreign Relations.

Mr. Tallmadge presented the memorial of a committee appointed in behalf of certain American citizens residing in the State of New York, praying indemnity for spoliations committed upon their property by the French, prior to the year 1800; which was referred to the Committee on Foreign Relations.

Mr. Tallmadge presented the petition of a number of mechanics of the city of New York, praying the imposition of such duties on articles of foreign manufacture as will exclude the same from the ports of the United States, and afford a protection to the labor of the country; which was referred to the Committee on Manufactures.

Mr. Sturgeon presented a preamble and resolution passed by the Legislature of the State of Pennsylvania, requesting the Senators and Representatives of said State in Congress, to use their exertions to procure the enactment of a law apportioning the representatives in Congress among the several States; which was referred to the Committee on the Judiciary.

Mr. Allen presented the memorial of a number of persons interested in the production and manufacture of iron, praying the imposition of duties on iron imported from foreign countries; which was referred to the Committee on Manufactures.

Mr. Young presented the memorial of a number of citizens of Schuyler and Hancock counties, in the State of Illinois, praying an alteration or extension of the mail-route between Rushville and Carthage, in that State; which was referred to the Committee on the Post Office and Post Roads.

Mr. Young presented the petition of a number of citizens of the State of Illinois, praying that Clement Haynes, a soldier in the last war with Great Britain, may be allowed to change the location of a military land warrant; which was referred to the Committee on Military Affairs.

Mr. Preston presented the memorial of Francis Leiber, praying a modification of the duties levied on foreign books imported; which was referred to the Committee on Finance.

On motion by Mr. Preston,

That the memorial be printed;

Ordered, That the motion be referred to the Committee on Printing.

On motion by Mr. Phelps,

Ordered, That the petition of John S. Baldwin and others be referred to the Committee on Foreign Relations.

Mr. Sevier submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on the Judiciary be instructed to inquire into the expediency of authorizing such persons as were citizens of the United States, but who have found themselves unexpectedly citizens of Texas, by the line of boundary which has been recently run between the United States and Texas, to return to the United States with their slaves.

Mr. Sevier submitted a document in relation to the subject; which was referred to the Committee on the Judiciary.

On motion by Mr. Bates,

Ordered, That B. Adams & Co. have leave to withdraw their petition and papers on the files of the Senate.

Mr. Benton submitted the following resolution for consideration:

Resolved, That the Secretary of the Treasury be directed to report to the Senate as follows:

1. A statement showing the annual amount of the drawback paid on the exportation of refined sugar from the commencement of such payments to the end of the year 1842.

2. A monthly statement of such payments for the year 1842.

3. The estimated amount of such payments for the year 1842.

4. The amount of the duty per pound on imported brown sugar, as nearly as it can be computed.

5. The annual amount of the fishing bounties and allowances paid since the commencement of the same, with the annual amount of the salt tax per bushel, and the annual gross product of the salt tax, and the net product of the same after deducting the fishing bounties and allowances.

6. The estimated amount of the fishing bounties and allowances to accrue for the year 1842, and the gross and net amount of the salt tax for the same year.

Mr. Mangum, from the Committee on Printing, reported against printing the memorial of a number of citizens of Racine, in the Territory of Wisconsin, and against printing the memorial of the corporate authorities of the city of Chicago; and the report was concurred in.

On motion by Mr. Mangum,

Ordered, That the Committee on Naval Affairs be discharged from the further consideration of the petition of Thomas B. Parsons; and from the further consideration of the petition of Irvine Shubrick.

Mr. Mangum, from the Committee on Naval Affairs, to whom was referred the petition of Abigail Fuller, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Mr. Bayard, from the Committee on the District of Columbia, to whom was referred the memorial of the Howard Institution of the city of Washington, reported a bill (S. 132) for the benefit of the Howard Institution of the city of Washington; which was read, and passed to the second reading.

Mr. Bayard, from the Committee on the District of Columbia, to whom was referred the petition of the trustees of Washington's Manual Labor School and Male Orphan Asylum, reported a bill (S. 133) to incorporate Washington's Manual Labor School and Male Orphan Asylum of the District of Columbia; which was read, and passed to the second reading.

Mr. Bayard, from the Committee on the District of Columbia, to whom was referred the bill (S. 88) to provide for the erection of an hospital in the city of Washington, reported it with an amendment; which was read.

The bill (H. R. 72) to repeal the act establishing a uniform system of bankruptcy was read the second time.

The amendments to the bill (H. R. 67) to authorize an issue of treasury-notes, having been reported by the committee correctly engrossed, the bill was read a third time.

On the question, "Shall this bill pass, with amendments?"

It was determined in the affirmative, { Yeas, ... 21, / Nays, ... 20.

On motion by Mr. Sevier,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bates, Bayard, Berrien, Choate, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Prentiss, Rives, Smith, of Indiana, Southard, Tallmadge, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Benton, Buchanan, Calhoun, Clayton, Fulton, King, Linn, McRoberts, Pierce, Preston, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Williams, Woodbury, Wright, Young.

So it was

Resolved, That this bill pass, with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

On motion,

The Senate adjourned.

MONDAY, JANUARY 24, 1842.

Mr. Tallmadge presented two memorials from citizens of Troy, New York, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Tallmadge presented seventeen memorials, signed by citizens of the State of New York, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Tallmadge presented resolutions adopted at a public meeting of citizens of New York, expressing their opposition to the postponement or repeal of the bankrupt law.

Mr. Huntington presented a memorial from citizens of Norfolk, Connecticut, and a memorial from citizens of New York, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Mouton presented a memorial from citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Mangum presented a memorial from citizens of Wilmington, North Carolina, and a memorial from citizens of New York, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Berrien presented a memorial from citizens of Ohio city, Ohio, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Evans presented a memorial from citizens of Newport, and a memorial from citizens of Ellsworth, in the State of Maine, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Young presented a memorial from citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Wright presented seven memorials, signed by citizens of New York, severally remonstrating against the postponement or repeal of the bankrupt law; and the proceedings of a public meeting of citizens held in the city of New York, expressing their opposition to the present bankrupt law, or to any bankrupt law which shall not embrace banking institutions.

Mr. Walker presented a memorial from citizens of Erie, Pennsylvania, and a memorial from citizens of Middletown, Connecticut, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Benton presented the memorial of a number of citizens of New York, remonstrating against the postponement or repeal of the bankrupt law.

Mr. Allen presented the memorial of a number of citizens of Zanesville, Ohio, remonstrating against the postponement or repeal of the bankrupt law.

Mr. Calhoun presented the memorial of a number of citizens of New

York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Ordered, That the said memorials be severally referred to the Committee on the Judiciary.

Mr. Tallmadge presented resolutions and a memorial adopted at a meeting of iron manufacturers and others, interested in the iron trade, in the city of New York, and the memorial of a number of iron manufacturers and others, citizens of Albany, New York, severally praying that the duties on imported iron may not be lower than the duties existing in the year 1839; which were severally referred to the Committee on Manufactures.

Mr. Archer presented the petition of a number of citizens of Amelia county, Virginia, praying the establishment of a mail-route; which was referred to the Committee on the Post Office and Post Roads.

Mr. Wright presented the memorial of E. Dunscomb and Beckwith, praying that the benefit of drawback may be extended to the commerce between the northern frontier of the United States and the British provinces; which was referred to the Committee on Commerce.

Mr. Wright presented the petition of Gilbert Vrooman, praying compensation for provisions furnished by his late father to the United States troops, during the last war with Great Britain; which was referred to the Committee of Claims.

Mr. Sevier submitted additional documents in relation to the claim of Henry M. Shreve; which were referred to the select committee appointed on that subject.

On motion by Mr. Wright,

Ordered, That the petition of Prudence Barton, on the files of the Senate, be referred to the Committee on Revolutionary Claims.

On motion by Mr. Mangum,

Ordered, That the petition of Stephen and William M. Sneed, sureties of Archibald H. Sneed, on the files of the Senate, be referred to the Committee on the Judiciary.

Mr. Porter submitted the following resolution; which was considered, by by unanimous consent, and agreed to:

Resolved, That the Secretary of War be directed to inform the Senate whether a report and drawings of the survey authorized by law in March last, with a view to the establishment of the boundary line between the State of Michigan and the Territory of Wisconsin, have yet been made to the Department by the surveyor appointed to that duty; and if so, that he transmit them to the Senate, together with such other information as he may possess on that subject, not heretofore communicated.

Mr. Evans submitted the following resolution for consideration:

Resolved, That the Secretary of the Treasury be directed to communicate to the Senate any information in his possession showing the comparative tariffs of foreign nations upon imports, with such other information as he may deem relevant to the subject.

Mr. King submitted the following resolution; which was read:

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the Senate and Speaker of the House of Representatives do adjourn their respective Houses *sine die*, on Monday, the 30th of May next.

On motion by Mr. Clayton,

Ordered, That the Committee on Revolutionary Claims be discharged

from the consideration of the documents relating to the claim of John Hasey, and that they be referred to the Committee on Pensions.

On motion by Mr. Archer,

Ordered, That the Committee on Military Affairs be discharged from the further consideration of the memorial of a number of citizens of Lancaster county, relative to a national foundry.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the memorial of Francis Lieber; and,

Ordered, That the memorial be printed.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the petition of John Nix, submitted a report, accompanied by a bill (S. 134) for his relief.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 122) authorizing the relinquishment of the sixteenth sections, granted for the use of schools, and the entry of other lands in lieu thereof, reported it with an amendment, which was read.

Mr. Mangum, from the Committee on Naval Affairs, to whom was referred the petition of Enoch Hidden, reported a bill (S. 135) for his relief; which was read, and passed to the second reading.

Mr. Mangum, from the Committee on Naval Affairs, to whom was referred the petition of Richard Patten, submitted a report, accompanied by a bill (S. 136) for his relief.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Mangum, from the Committee on Naval Affairs, to whom was referred the petition of Isaac Hull, submitted a report, accompanied by a bill (S. 137) for his relief.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Mangum, from the Committee on Naval Affairs, to whom was referred the memorial of Daniel Kleiss, submitted a report, accompanied by a bill (S. 138) for his relief.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Huntington, from the Committee on Public Lands, to whom was referred the petition of the commissioners appointed to locate the county-seat of Pope county, in Arkansas, reported:

"That the prayer of the petitioners ought not to be granted."

Mr. Huntington, from the Committee on Public Lands, to whom was referred the petition of William Hudgins, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Mr. Morehead, from the Committee on Indian Affairs, to whom were referred the documents relating to the claim of Richard T. Banks, reported a bill (S. 139) for the relief of the legal representatives of Richard T. Banks, of the State of Arkansas; which was read, and passed to the second reading.

The Senate proceeded to consider the report of the Committee on Commerce, on the memorial of Ferdinand Clark; and, in concurrence therewith,

Resolved, That the prayer of the memorialist ought not to be granted.

York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Ordered, That the said memorials be severally referred to the Committee on the Judiciary.

Mr. Tallmadge presented resolutions and a memorial adopted at a meeting of iron manufacturers and others, interested in the iron trade, in the city of New York, and the memorial of a number of iron manufacturers and others, citizens of Albany, New York, severally praying that the duties on imported iron may not be lower than the duties existing in the year 1839; which were severally referred to the Committee on Manufactures.

Mr. Archer presented the petition of a number of citizens of Amelia county, Virginia, praying the establishment of a mail-route; which was referred to the Committee on the Post Office and Post Roads.

Mr. Wright presented the memorial of E. Dunscomb and Beckwith, praying that the benefit of drawback may be extended to the commerce between the northern frontier of the United States and the British provinces; which was referred to the Committee on Commerce.

Mr. Wright presented the petition of Gilbert Vrooman, praying compensation for provisions furnished by his late father to the United States troops, during the last war with Great Britain; which was referred to the Committee of Claims.

Mr. Sevier submitted additional documents in relation to the claim of Henry M. Shreve; which were referred to the select committee appointed on that subject.

On motion by Mr. Wright,

Ordered, That the petition of Prudence Barton, on the files of the Senate, be referred to the Committee on Revolutionary Claims.

On motion by Mr. Mangum,

Ordered, That the petition of Stephen and William M. Sneed, sureties of Archibald H. Sneed, on the files of the Senate, be referred to the Committee on the Judiciary.

Mr. Porter submitted the following resolution; which was considered, by by unanimous consent, and agreed to:

Resolved, That the Secretary of War be directed to inform the Senate whether a report and drawings of the survey authorized by law in March last, with a view to the establishment of the boundary line between the State of Michigan and the Territory of Wisconsin, have yet been made to the Department by the surveyor appointed to that duty; and if so, that he transmit them to the Senate, together with such other information as he may possess on that subject, not heretofore communicated.

Mr. Evans submitted the following resolution for consideration:

Resolved, That the Secretary of the Treasury be directed to communicate to the Senate any information in his possession showing the comparative tariffs of foreign nations upon imports, with such other information as he may deem relevant to the subject.

Mr. King submitted the following resolution; which was read:

Resolved by the Senate and House of Representatives of the United States of America in Congress assembled, That the President of the Senate and Speaker of the House of Representatives do adjourn their respective Houses *sine die*, on Monday, the 30th of May next.

On motion by Mr. Clayton,

Ordered, That the Committee on Revolutionary Claims be discharged

from the consideration of the documents relating to the claim of John Hasey, and that they be referred to the Committee on Pensions.

On motion by Mr. Archer,

Ordered, That the Committee on Military Affairs be discharged from the further consideration of the memorial of a number of citizens of Lancaster county, relative to a national foundry.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the memorial of Francis Lieber; and,

Ordered, That the memorial be printed.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the petition of John Nix, submitted a report, accompanied by a bill (S. 134) for his relief.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 122) authorizing the relinquishment of the sixteenth sections, granted for the use of schools, and the entry of other lands in lieu thereof, reported it with an amendment, which was read.

Mr. Mangum, from the Committee on Naval Affairs, to whom was referred the petition of Enoch Hidden, reported a bill (S. 135) for his relief; which was read, and passed to the second reading.

Mr. Mangum, from the Committee on Naval Affairs, to whom was referred the petition of Richard Patten, submitted a report, accompanied by a bill (S. 136) for his relief.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Mangum, from the Committee on Naval Affairs, to whom was referred the petition of Isaac Hull, submitted a report, accompanied by a bill (S. 137) for his relief.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Mangum, from the Committee on Naval Affairs, to whom was referred the memorial of Daniel Kleiss, submitted a report, accompanied by a bill (S. 138) for his relief.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Huntington, from the Committee on Public Lands, to whom was referred the petition of the commissioners appointed to locate the county-seat of Pope county, in Arkansas, reported:

"That the prayer of the petitioners ought not to be granted."

Mr. Huntington, from the Committee on Public Lands, to whom was referred the petition of William Hudgins, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Mr. Morehead, from the Committee on Indian Affairs, to whom were referred the documents relating to the claim of Richard T. Banks, reported a bill (S. 139) for the relief of the legal representatives of Richard T. Banks, of the State of Arkansas; which was read, and passed to the second reading.

The Senate proceeded to consider the report of the Committee on Commerce, on the memorial of Ferdinand Clark; and, in concurrence therewith,

Resolved, That the prayer of the memorialist ought not to be granted.

The Senate proceeded to consider, as in Committee of the Whole, the resolution (S. 3) proposing an amendment to the Constitution restricting the veto; and, after debate,

Ordered, That the further consideration thereof be postponed to, and made the order of the day for Monday, the 31st instant.

On motion by Mr. Sevier,

The Senate adjourned.

TUESDAY, JANUARY 25, 1842.

The President pro tempore laid before the Senate a communication from the Treasurer of the United States accompanied by copies of the late Treasurer's accounts for the year 1840, and the Treasurer's accounts for the 3d and 4th quarter of that year; which was read.

Mr. Choate presented three memorials signed by citizens of Boston, and a memorial from citizens of Suffolk, Massachusetts, severally remonstrating against the postponement or repeal of the bankrupt law; also two memorials from citizens of New York, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Tallmadge presented thirty-three memorials signed by numerous citizens of the State of New York, two memorials signed by citizens of Boston, Massachusetts, and a memorial from citizens of Summit county, Ohio, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Benton presented the memorial of a number of citizens of Bristol county, Massachusetts, praying the repeal of the bankrupt law.

Mr. Bates presented three memorials from citizens of Boston, Massachusetts, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Woodbridge presented the memorial of a number of citizens of Lucas county, Ohio, remonstrating against the postponement or repeal of the bankrupt law.

Mr. Buchanan presented the memorial of a number of citizens of Erie, Pennsylvania, praying a modification of the bankrupt law; and the memorial of a number of citizens of Philadelphia, Pennsylvania, remonstrating against any modification, postponement, or repeal, of the bankrupt law.

Mr. Huntington presented the memorial of a number of citizens of Watertown, Connecticut, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Phelps presented the memorial of a number of citizens of Burlington, Vermont, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Wright presented the memorial of a number of citizens of Steuben, New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Simmons presented the memorial of a number of citizens of Boston, Massachusetts, remonstrating against the postponement or repeal of the bankrupt law.

Mr. Clay presented the memorial of a number of manufacturers, merchants, and others, citizens of Pittsburg, Pennsylvania, praying an amendment or repeal of the bankrupt law; and two memorials from citizens of Erie, Pennsylvania, a memorial from citizens of Albany, New York, a me-

morial from citizens of Medina county, a memorial from citizens of Huron county, in the State of Ohio, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law; a memorial from citizens of Chilicothe, Ohio, a memorial from citizens of Hamilton county, and a memorial from citizens of Clark county, Ohio, severally remonstrating against the postponement or repeal of the bankrupt law; and the memorial of a number of merchants, manufacturers, and others, of Newark, New Jersey, praying a repeal of the bankrupt law.

Mr. Berrien presented the memorial of a number of citizens of Macon, Georgia, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Walker presented two memorials from citizens of Erie, Pennsylvania, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Henderson presented the memorial of a number of citizens of Onondaga, New York, remonstrating against the postponement or repeal of the bankrupt law.

Mr. Evans presented the memorial of a number of citizens of Penobscot, Maine, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Ordered, That the said memorials be severally referred to the Committee on the Judiciary.

Mr. Smith, of Indiana, presented the petition of a number of citizens of Carroll county, Indiana, praying the establishment of a mail-route; which was referred to the Committee on the Post Office and Post Roads.

Mr. Buchanan presented the memorial of a number of farmers, laboring men, merchants, manufacturers, and others, citizens of Pittsburg, and Allegany county, Pennsylvania, praying that the duties on imports may be so modified as to afford protection to domestic manufactures and industry; which was referred to the Committee on Manufactures.

Mr. Miller presented a memorial numerously signed by persons engaged in the manufacture and sale of iron in the State of New Jersey, praying that no lower rate of duty may be imposed upon that article than was levied in the year 1839; which was referred to the Committee on Manufactures.

Mr. Benton presented the petition of the legal representatives of Louis La Beaume, praying the confirmation of their title to certain tracts of land in Missouri; which was referred to the Committee on Private Land Claims.

On motion by Mr. Linn,

Ordered, That the documents on the files of the Senate, relating to the claim of Reuben E. Gentry, and others, be referred to the Committee on Indian Affairs.

On motion by Mr. Phelps.

Ordered, That the Committee on Revolutionary Claims be authorized to employ a clerk.

On motion by Mr. Woodbridge,

Ordered, That the memorial of the corporate authorities of the city of Chicago, presented on the 21st instant, be printed.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the petition of Richard Higgins, jr., submitted a report, accompanied by a bill (S. 140) for his relief.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Mangum, from the Committee on Naval Affairs, to whom was referred the memorial of Reynell Coates and Walter R. Johnson, submitted a report, accompanied by a bill (S. 141) for their relief.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Wright, from the Committee of Claims, to whom were referred the documents relating to the claim of Joseph Paxton, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Mr. Huntington, from the Committee on Commerce, to whom was referred the memorial of J. W. Reckless, reported,

"That the prayer of the memorialist ought not to be granted."

Mr. Bates, from the Committee on Pensions, to whom was referred the petition of the widow of Asa Green, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition of Martha Green ought not to be granted.

On motion by Mr. Pierce,

Ordered, That the Committee on Pensions be discharged from the further consideration of the following subjects:

Petition of the widow of Daniel McKisick;

Petition of Lucy Eaton;

Petition of John J. Smith;

Petition of the widow of Ebenezer Adams.

Agreeably to notice, Mr. Wright asked and obtained leave to bring in a bill (S. 142) further supplementary to an act entitled, "An act to establish the judicial courts of the United States," passed the 24th of September, 1789; which was read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

Mr. Pierce submitted the following resolution for consideration:

Resolved, That the Secretary of the Treasury be directed to communicate to the Senate a copy of any commission, or other authority, issued for the purpose of investigating the affairs of the New York custom-house, and the law under which the same issued; also, copies of all letters or other documents accompanying the said commissions; that he furnish the names of the commissioners, the times when they respectively entered upon their duties, and where said duties were performed, and how long they continued, or are expected to continue; that he also report the reasons, if any were communicated to him, verbally or in writing, why the commissioners first appointed did not make a report, and the reasons set forth by said commissioners, or any and which of them, for the appointment of a new commission; that he also report in detail the expenses (with copies of the vouchers) that have directly or indirectly arisen in the execution of said commissions, the names of all parties employed, and how employed, and the allowances made to each, including all items of incidental expenses, and from what fund such expenses were paid; also, the number and names of witnesses examined by the commissioners, whether the commission still continues, and which of the commissioners are still acting thereunder, and who are now employed by them; and, also, to report copies of all letters or communications made to or from the Treasury Department, or on file there, in regard to or in any manner affecting the course of proceeding by

said commissioners, or the acts alleged to have been done by them or any of the persons in their employ.

Mr. Sturgeon submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Public Lands be instructed to inquire into the expediency of directing the surveyor general at Chilicothe, Ohio, to locate a Virginia military land-warrant in the name of Lucretia Haymaker, heir-at-law of John Bowen, deceased.

Mr. Sturgeon submitted documents relating to the claim of Lucretia Haymaker, which were referred to the Committee on Public Lands.

The Senate proceeded to consider the resolution submitted by Mr. Clayton, the 21st instant, proposing to add to the rules of the Senate, so as to regulate the reference of petitions which have been reported on; and agreed thereto.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 72) to repeal the act establishing a uniform system of bankruptcy; and,

After debate, and the consideration of Executive business, by unanimous consent,

The Senate adjourned.

WEDNESDAY, JANUARY 26, 1842.

The President pro tempore laid before the Senate a report of the Secretary of the Treasury, made agreeably to law, exhibiting the state and administration of certain funds for the benefit of the Chickasaw and Choctaw Indians; which was read.

On motion by Mr. King, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Smith, of Indiana, presented the memorial of a number of citizens of Harrison county, Indiana, praying a repeal of the bankrupt law.

Mr. Huntington presented the memorial of a number of citizens of Hartford, Connecticut, praying certain amendments to the bankrupt law; and a memorial from the same, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Evans presented the memorial of a number of citizens of Waldoboro', Maine, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Berrien presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Mangum presented the memorial of a number of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Wright presented the memorial of a number of citizens of Niagara county, New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law; and the memorial of a number of citizens of Oswego, New York, praying a repeal of the bankrupt law.

Mr. Walker presented the memorial of a number of citizens of Philadelphia, Pennsylvania, remonstrating against the postponement or repeal of the bankrupt law.

Mr. Tallmadge presented twenty-five memorials of numerous citizens of

the State of New York, and a memorial from citizens of Summit county, Ohio, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. Buchanan presented two memorials from citizens of Philadelphia, Pennsylvania, severally praying an amendment or repeal of the bankrupt law; and two memorials from citizens of Philadelphia, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Morehead presented a memorial adopted at a public meeting of the citizens of Louisville, Kentucky, remonstrating against the repeal of the bankrupt law.

Mr. Allen presented the memorial of a number of citizens of Licking county, Ohio, praying a repeal of the bankrupt law, or an amendment, to embrace corporations in its provisions; and the memorial of a number of citizens of Pike county, Ohio, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Bayard presented four memorials, signed by citizens of the State of New York, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Woodbridge presented the memorial of a number of citizens of Lenawee county, Michigan, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Clay presented a memorial, numerously signed by Nathan King and others, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Ordered, That the said memorials be severally referred to the Committee on the Judiciary.

Mr. Evans presented the memorial of a number of citizens of Lubec, in the State of Maine, praying the erection of a light-house at the mouth of Little river, in said State; which was referred to the Committee on Commerce.

Mr. Buchanan presented the memorial of a number of citizens of Pittsburg and Allegany county, Pennsylvania, praying that, in forming a new tariff, the duties on foreign importations may be so laid as to extend encouragement and protection to the manufactures and industry of the country; which was referred to the Committee on Manufactures.

Mr. Miller presented the memorial of a number of manufacturers of window glass, and others, citizens of New Jersey, praying a restoration of the duty on imported window glass, as it existed prior to the 31st of December, 1841; which was referred to the Committee on Manufactures.

Mr. Clay presented the following preamble and resolutions, passed by the General Assembly of the State of Kentucky:

"*Preamble and resolutions of the General Assembly of Kentucky, in relation to the repudiation of State debts.*

"Whereas, the question of the repudiation of State debts has recently been entertained to some extent in different sections of the Union, and has become a subject of discussion in the public journals: and whereas, by reason thereof, the credit of States, even those in which the idea of the repudiation of debts is itself discountenanced and repudiated, may suffer unjustly in the estimation of the citizens of foreign nations with which this country holds relations of amity and extensive commercial intercourse, whose continued confidence it should be our pride, as it is our duty, as a free and independent State, to maintain: Therefore,

"1. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That it is the high and sacred duty of a sovereign State to observe the obligations of good faith in all her engagements, not only with her own citizens, but equally and alike with those of other States and countries.

"2. *Resolved*, That the desperate expedient of throwing off State obligations in any case, by failing to provide, as far as possible, for the prompt payment of public debts and liabilities, contracted under the authority of law, is abhorrent both to the Government and the people of this Commonwealth, and can never, directly or indirectly, receive the countenance of either; that such conduct would be unworthy the enlightened age in which we live, shocking to the sense of Christendom, a lasting reproach to republican government, and a stain on the American name.

"3. *Resolved*, That copies of the foregoing preamble and resolutions be transmitted by the Governor to the President of the United States, the executives of the several States, and our Senators and Representatives in Congress.

"C. S. MOREHEAD,
"*Speaker of the House of Representatives.*
"MANLIUS V. THOMSON,
"*Speaker of the Senate.*

"Approved January 14, 1842.

"R. P. LETCHER.

"By the Governor:
"JAMES HARLAN, *Secretary of State.*"

The preamble and resolutions were read, and ordered to be printed.

Mr. Morehead presented the following preamble and resolutions, passed by the General Assembly of the State of Kentucky:

"*Preamble and resolutions of the General Assembly of Kentucky, concerning the soldiers of the Revolution.*

"Whereas, the period is not distant when the last of the soldiers of the ever-glorious Revolution which brought liberty and independence to our Heaven-favored America, will have descended to the tomb of the free and the brave: And whereas, suitably to mark the event when it shall have transpired, as an era in the history of the country, by a national solemnization in memory and honor of the venerated patriot band, will become the mournful, yet pleasing and grateful task of the whole American people: Therefore,

"1. *Resolved by the General Assembly of the Commonwealth of Kentucky*, That our Senators and Representatives in Congress be requested to introduce and procure the adoption of resolutions by that body, 1st, requiring the Secretary of War to take requisite steps to ascertain the number, names, and residences, of all the surviving soldiers of the Revolution, of whatever rank; to inquire after, and note the time of their decease; and when the last individual of the number shall have passed away from among us, to report the fact to the President of the United States; and 2d. Requesting the President thereupon to issue his proclamation fixing a day, and prescribing the manner in which a grateful people may do honor to the memory and character of the immortal heroes and patriots, collectively, by whose toils and valor the boon of freedom is inherited.

"2. *Resolved*, That copies of this preamble and resolutions be transmit-

ted by the Governor to the President of the United States, the Governors of the several States and Territories, and our Senators and Representatives in Congress.

"C. S. MOREHEAD,
"*Speaker of the House of Representatives.*"
"MANLIUS V. THOMSON,
"*Speaker of the Senate.*

"Approved January 14, 1842.

"R. P. LETCHER.

"By the Governor:
"JAMES HARLAN, *Secretary of State.*"

The preamble and resolutions were read, referred to the Committee on Revolutionary Claims, and ordered to be printed.

Mr. Porter presented the memorial of a number of citizens of the counties of Kalamazoo, Allegan, and Calhoun, in the State of Michigan, praying the construction of a harbor at the mouth of Kalamazoo river; which was referred to the Committee on Commerce.

Mr. Prentiss, from the Committee on the Judiciary, to whom was referred the petition of Thomas and Ralph Haskins, submitted a report, accompanied by a bill (S. 143) for their relief.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Tappan, from the Committee on Private Land Claims, to whom was referred the memorial of William Waller, submitted an adverse report; which was ordered to be printed.

Mr. Miller, from the Committee on the Post Office and Post Roads, to whom was referred a memorial of citizens of Paducah, Kentucky, submitted a report, accompanied by a bill (S. 144) for the relief of Francis A. Harrison.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

On motion by Mr. Miller,

Ordered, That the Committee on the Post Office and Post Roads be discharged from the consideration of the petition of Daniel Murray and Isaiah H. Spencer.

On motion by Mr. Miller,

That the Committee on the Post Office and Post Roads be discharged from the further consideration of the petition of Joseph H. Howard.

On motion by Mr. King,

Ordered, That the motion lie on the table.

Mr. Morehead, from the Committee on Indian Affairs, to whom was referred the bill (S. 3) for the relief of Jubal B. Hancock, reported it without amendment.

Mr. Morehead, from the Committee on Indian Affairs, to whom was referred the bill (S. 52) for the relief of the legal representatives of Nathaniel Pryor, deceased, reported it without amendment.

Mr. Morehead, from the Committee on Indian Affairs, to whom were referred the documents relating to the claim of John C. Reynolds, reported a bill (S. 145) for the relief of John C. Reynolds, late disbursing agent of the Indian Department; which was read, and passed to the second reading.

Agreeably to notice, Mr. Choate asked and obtained leave to bring in a bill (S. 146) for the relief of Henry Gardner and others, directors of an as-

sociation called the New England Mississippi Land Company; which was read the first and second times, by unanimous consent, and, with the papers on file, referred to the Committee on the Judiciary.

The Senate proceeded to consider the report of the Committee of Claims, on the petition of William E. Wells, and, in concurrence therewith,

Resolved, That the committee be discharged from the further consideration of the petition.

Mr. Preston submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Secretary of War be requested to communicate to the Senate what measures have heretofore been adopted by the Department to obtain meteorological observations at the military posts; and whether further measures may be adopted for this end, consistently with the interests of the service.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (H. R. 72) to repeal the act establishing a uniform system of bankruptcy; and no amendment being made, it was reported to the Senate.

After debate,

On motion by Mr. Bayard,

The Senate adjourned.

THURSDAY, JANUARY 27, 1842.

The President pro tempore laid before the Senate a report of the Secretary of War, made agreeably to law, showing the appropriations and expenditures for the service of that department for the year 1841; which was read.

The President pro tempore laid before the Senate a report of the Postmaster General, made agreeably to law, showing the names and salaries of the clerks in that department during the year 1841; which was read.

The President pro tempore presented a memorial signed by citizens of Erie, Pennsylvania, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Clay presented a memorial signed by citizens of Erie, Pennsylvania, and a memorial signed by numerous citizens of Washington county, Pennsylvania, severally remonstrating against the postponement or repeal of the bankrupt law; a memorial signed by numerous citizens of Cincinnati, Ohio, remonstrating against the repeal of the bankrupt law; and a memorial from citizens of Wayne county, a memorial from citizens of Stark county, a memorial from citizens of Lorain county, in the State of Ohio, and a memorial from citizens of New York, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Huntington presented the memorial of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Tallmadge presented twenty-seven memorials, signed by numerous citizens of the State of New York; seven memorials signed by numerous citizens of the State of Ohio; two memorials signed by a number of citizens of Boston, Massachusetts; and a memorial signed by citizens of Warren county, Pennsylvania; severally remonstrating against the postponement or repeal of the bankrupt law; and a memorial of citizens of New York, praying an amendment or repeal of the bankrupt law.

Mr. Porter presented four memorials signed by numerous citizens of the

State of Michigan, severally remonstrating against the postponement or repeal of the bankrupt law.

Mr. King presented a memorial signed by citizens of Mobile, Alabama, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Wright presented two memorials from citizens of the State of New York, severally praying a repeal of the bankrupt law, and three memorials from citizens of the same State, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Tappan presented the memorial of citizens of Ashtabula county, Ohio, remonstrating against the amendment. postponement, or repeal, of the bankrupt law.

Mr. Choate presented nine memorials signed by citizens of the State of Massachusetts, severally remonstrating against the postponement or repeal of the bankrupt law; and a memorial from citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Phelps presented a memorial from citizens of Montpelier, Vermont, praying that the bankrupt law may be permitted to go into operation, with certain modifications; and a memorial from citizens of Bennington, Vermont, and a memorial from citizens of Philadelphia, Pennsylvania, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Walker presented the memorial of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Young presented the memorial of citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Simmons presented a memorial signed by citizens of the State of Rhode Island, praying a repeal of the bankrupt law; and a memorial signed by citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Ordered, That the said memorials be severally referred to the Committee on the Judiciary.

Mr. Simmons presented the following resolutions, passed by the General Assembly of the State of Rhode Island:

"STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS.

"IN GENERAL ASSEMBLY, *January*, A. D. 1842.

"*Resolved*, That our Senators and Representatives in Congress be requested to use their best exertions to procure a suspension, for one year, of the bankrupt law passed at the extra session of Congress.

"*Resolved*, That his excellency the Governor transmit a copy of this resolution to each of our Senators and Representatives in Congress.

"True copy.

"Witness: HENRY BOWEN, *Secretary*."

The resolutions were read.

Ordered, That they lie on the table.

Mr. Smith, of Indiana, presented a petition signed by inhabitants of Rush

county, Indiana, praying the abolition of slavery and the slave-trade in the Territories of the United States, and that no new State may be admitted into the Union, whose constitution tolerates domestic slavery; also, a petition from the same, praying the abolition of slavery and the slave-trade in the District of Columbia.

The motion to receive the petitions being objected to,

On motion by Mr. King,

Ordered, That this motion lie on the table.

Mr. Porter presented the petition of Alexander L. Ely, praying compensation for transporting the United States mail; which was referred to the Committee on the Post Office and Post Roads.

Mr. Benton presented the petition of E. Gonon, praying the reimbursement of expenses incurred in making experiments to test the utility of a system of telegraphs invented by him, and submitted for the adoption of the Government; which was referred to the Committee of Claims.

On motion by Mr. Linn,

Ordered, That the memorial of the administratrix of William A. Slacum, deceased, on the files of the Senate, be referred to the Committee on Foreign Relations.

On motion by Mr. Smith, of Indiana,

Ordered, That Eleanor O. Donnell have leave to withdraw her petition and papers on the files of the Senate.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the report of the Secretary of the Treasury communicating statements showing the state of the fund for the benefit of the Chickasaw Indians; and,

Ordered, That it be printed.

Mr. Graham, from the Committee of Claims, to whom was referred the petition of the heir of Peter Vrooman, reported a resolution,

"That the prayer of the petitioner ought not to be granted."

The Senate resumed the consideration of the bill (H. R. 72) to repeal the act establishing a uniform system of bankruptcy; and, after debate,

On motion by Mr. Sevier,

The Senate adjourned.

FRIDAY, JANUARY 28, 1842.

Mr. Tallmadge presented thirty-six memorials, signed by numerous citizens of the State of New York, and two memorials of citizens of the State of Ohio, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Wright presented a memorial from citizens of Niagara county, and a memorial from citizens of Tompkins county, in the State of New York, severally praying the repeal of the bankrupt law.

Mr. Archer presented three memorials of citizens of Augusta county, Virginia, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Woodbridge presented two memorials, signed by numerous citizens of Detroit, Michigan, and a memorial, signed by citizens of Toledo, Ohio, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Clay presented a memorial, signed by numerous citizens of Erie,

Pennsylvania, a memorial signed by citizens of Pike county, Ohio, and two memorials, signed by citizens of the State of New York, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Ordered, That the said memorials be severally referred to the Committee on the Judiciary.

Mr. Buchanan presented a memorial, signed by citizens of Philadelphia, Pennsylvania, praying that the rates of duty existing in 1839 may be imposed on imported iron; which was referred to the Committee on Manufactures.

Mr. Prentiss, from the Committee on Patents and the Patent Office, to whom the petition of C. M. Keller was referred, reported a bill (S. 147) for his relief; which was read, and passed to a second reading.

Mr. Wright, from the Committee of Claims, to whom was referred the memorial of John Pritchett, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Mr. Wright, from the Committee of Claims, to whom was referred the petition of Henry W. Andrews, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Mr. Mangum, from the Committee on Naval Affairs, to whom was referred the petition of Mary J. Babbit, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner, Mary J. Babbit, ought not to be granted.

Ordered, That the report be printed.

Mr. Phelps, from the Committee of Claims, to whom was referred the petition of John Watts, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner be rejected.

Mr. Choate, from the Committee on Foreign Relations, to whom the subject was referred, reported a bill (S. 148) to provide for the satisfaction of claims due to American citizens for spoliations committed on their commerce prior to the 31st day of July, 1801; which was read, and passed to the second reading.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the petition of David Low and others, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioners ought not to be granted.

Ordered, That the report be printed.

Mr. Smith of Indiana, from the Committee on Public Lands, to whom the subject was referred, submitted a report, accompanied by a bill (S. 149) for the relief of Archibald Parker, a soldier in the late war.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the petition of the heirs-at-law of Major General Louis Le Begue Duportail and others, reported a bill (S. 150) directing warrants to issue for the bounty land due on account of the services of Major General Duportail, Brigadier General Armand, and Major De la Colombe; which was read, and passed to the second reading.

Mr. Williams, from the Committee on Naval Affairs, to whom was referred the memorial of the widow of Ebenezer Ridgeway, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Mr. Henderson, from the Committee on Private Land Claims, to whom was referred the bill (S. 44) to revive the act entitled, "An act to enable the claimants to land within the limits of Missouri and the Territory of Arkansas to institute proceedings to try the validity of their claims," approved the 26th of May, 1824; and an act amending the same, and extending the provisions of said acts to claimants to land within the States of Louisiana and Mississippi, reported it with amendments; which were read.

Mr. Graham, from the Committee of Claims, to whom was referred the bill (S. 53) authorizing the settlement and payment of certain claims of the State of Alabama, reported it with an amendment; which was read.

Agreeably to notice, Mr. Graham asked and obtained leave to bring in a bill (S. 151) making an appropriation to re-open Roanoke inlet; which was read the first and second times, by unanimous consent, and referred to the Committee on Commerce.

Agreeably to notice, Mr. Smith, of Indiana, asked and obtained leave to bring in a bill (S. 152) in relation to the navigation of the Neenah and Wisconsin rivers; which was read the first and second times, by unanimous consent, and referred to the Committee on Commerce.

Agreeably to notice, Mr. Smith, of Indiana, asked and obtained leave to bring in a bill (S. 153) for the protection of commerce on Lake Michigan, in the Territory of Wisconsin; which was read the first and second times, by unanimous consent, and referred to the Committee on Commerce.

Agreeably to notice, Mr. Smith, of Indiana, asked and obtained leave to bring in a bill (S. 154) to amend the act establishing the Territorial Government of Wisconsin; which was read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

The Senate resumed the consideration of the bill (H. R. 72) to repeal the act establishing a uniform system of bankruptcy; and,

After debate,

On the question, "Shall this bill be read a third time?"

It was determined in the negative.

On motion by Mr. Clay,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Bayard, Benton, Buchanan, Calhoun, Fulton, Graham, King, Linn, McRoberts, Morehead, Pierce, Prentiss, Rives, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Barrow, Bates, Berrien, Choate, Clay, Clayton, Evans, Henderson, Huntington, Kerr, Mangum, Merrick, Miller, Phelps, Porter, Simmons, Smith, of Indiana, Southard, Tallmadge, Walker, White, Williams, Woodbridge.

So the bill was rejected.

On motion by Mr. Clay,

Ordered, That when the Senate adjourn, it be to Monday next.

On motion,

The Senate adjourned.

MONDAY, JANUARY 31, 1842.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives concur in the amendments of the Senate to the bill (H. R. 67) entitled, "An act to authorise an issue of treasury-notes.

Mr. Porter reported from the committee that they had examined and found duly enrolled the bill (H. R. 67) authorizing an issue of treasury-notes.

The President pro tempore signed the enrolled bill (H. R. 67) last reported to have been examined, and it was delivered to the President of the United States.

Mr. Simmons announced the death of the honorable Nathan F. Dixon, which took place in this city, the 29th instant.

On motion by Mr. Woodbridge,

Resolved, unanimously, That a committee be appointed to take order for superintending the funeral of honorable Nathan F. Dixon, which will take place to-morrow at 12 o'clock; that the Senate will attend the same; and that notice thereof be given to the House of Representatives.

Ordered, That Mr. Woodbridge, Mr. Huntington, Mr. Wright, Mr. Mangum, and Mr. Buchanan, be the committee.

On motion by Mr. Woodbridge,

Resolved, unanimously, That the members of the Senate, from a sincere desire of showing every mark of respect due to the memory of the honorable Nathan F. Dixon, deceased, late a member thereof, will go into mourning for him one month, by the usual mode of wearing crape on the left arm.

Resolved, unanimously, That as an additional mark of respect for the memory of the honorable Nathan F. Dixon, the Senate do now adjourn.

Whereupon,

The Senate adjourned.

TUESDAY, FEBRUARY 1, 1842.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed resolutions expressive of the deep sensibility with which they have received the communication from the Senate, announcing the death of the honorable Nathan F. Dixon; of their sincere and high respect for the memory of the deceased; and notifying that the House will attend his funeral obsequies at the hour appointed by the Senate.

The Senate, in pursuance of the resolution of yesterday, attended the funeral of the honorable Nathan F. Dixon; and having returned to their chamber,

On motion by Mr. Huntington,

The Senate adjourned.

WEDNESDAY, FEBRUARY 2, 1842.

The President pro tempore laid before the Senate a report of the Secretary of the Navy, accompanied by a statement of the appropriations for that Department during the year 1841, transmitted agreeably to law; which was read.

Mr. Porter reported from the committee that they presented to the President of the United States, the 31st ultimo, the enrolled bill (H. R. 67) entitled, "An act authorizing an issue of treasury-notes."

Mr. Clay presented four memorials, signed by numerous citizens of the State of Ohio, and three memorials, signed by numerous citizens of the State of New York, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Smith, of Indiana, presented a memorial, signed by numerous citizens of the State of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Choate presented a memorial, signed by numerous citizens of Pennsylvania, and a memorial, signed by numerous citizens of New York, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Clayton presented a memorial, signed by citizens of Wilmington, and its vicinity, in the State of Delaware, remonstrating against the repeal or amendment of the bankrupt law.

Mr. King presented a memorial, signed by numerous citizens of Montgomery, Alabama, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Preston presented a memorial, signed by citizens of the State of Alabama, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Berrien presented a memorial, signed by numerous citizens of the State of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Henderson presented two memorials, signed by numerous citizens of the State of New York, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Young presented two memorials, signed by numerous citizens of the State of Illinois, and a memorial, signed by numerous citizens of the State of New York, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. White presented two memorials, signed by numerous citizens of the State of Indiana, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Ordered, That the said memorials be severally referred to the Committee on the Judiciary.

Mr. Smith, of Indiana, presented a resolution passed by the General Assembly of the State of Indiana, instructing the Senators and requesting the Representatives of said State in Congress to use their exertions to procure the enactment of a law providing pensions for the surviving officers and soldiers who served in Wayne's campaign; also to use their influence to effect a change in the rules of the War Department, requiring widows of revolutionary pensioners to prove the services of their deceased husbands; which was referred to the Committee on Pensions, and ordered to be printed.

Mr. Choate presented the petition of Addison Searle, a chaplain in the United States navy, praying compensation for the performance of extra duties, and the reimbursement of expenses thereby incurred; which was referred to the Committee on Naval Affairs.

Mr. Evans presented the petition of N. and L. Dana & Company, owners of the ship Aurora, of Portland, Maine, praying the reimbursement of a for-

feiture paid under a misapprehension of the law relative to the shipment of the crew; which was referred to the Committee on Commerce.

Mr. Evans presented the petition of N. and L. Dana, praying a remission of the duties on a cargo of salt destroyed by the sudden inundation of the wharf and warehouse where the cargo was landed; which was referred to the Committee on Finance.

Mr. Evans presented the petition of Philip and Eliphalet Greely, praying a remission of the duties on a quantity of salt destroyed by the sudden inundation of the warehouse in Portland, where the same was stored; which was referred to the Committee on Finance.

Mr. Evans presented the petition of Enoch Dearborn, a soldier in the late war with Great Britain, praying a pension in consideration of disease contracted while in the discharge of his duty; which was referred to the Committee on Pensions.

Mr. Evans presented the petition of a number of citizens of the State of Maine, praying that the United States court now held at Wiscasset, in that State, may be removed to some more convenient and central location; which was referred to the Committee on the Judiciary.

Mr. Evans presented the following resolutions, passed by the Legislature of the State of Maine:

"*Resolved*, That the resolves relating to a general bankrupt law, approved March 18, 1840, be, and they hereby are, rescinded.

"*Resolved*, That a copy of these resolutions be transmitted, by the Governor, to each of our Senators and Representatives in Congress.

"HOUSE OF REPRESENTATIVES,
"*January* 24, 1842.

"Read, and passed.—Sent up for concurrence.
"WM. T. JOHNSON, *Clerk*.

"IN SENATE, *January* 25, 1842.

"Read, and passed in concurrence.
"JERE. HASKELL, *Secretary*.

"SECRETARY'S OFFICE,
"*Augusta, January* 25, 1842.

"A true copy—Attest:
"P. C. JOHNSON,
"*Secretary of State*."

The resolutions were read.

Ordered, That they lie on the table, and be printed.

Mr. Evans presented a report adopted by the Legislature of the State of Maine, on the subject of the northeastern boundary of that State, accompanied by the following resolutions:

"STATE OF MAINE.

"*Resolves in relation to a military road.*

"*Resolved*, That whereas, British authorities, acting under the orders of their Government, have taken military possession of a part of the territory of this State, and are constructing roads and erecting military works thereon, we claim, with confidence, from the General Government, that protection and support against invasion and encroachment upon our just rights, which, under the guarantee of the constitution, we are entitled to demand.

"*Resolved*, That the Congress of the United States having by resolutions,

passed in 1828 and 1829, authorized the President to cause to be surveyed and opened a military road, or roads, from certain points in this State to the Madawaska river, and the only execution of said resolutions have been the completion of a road from Mattanawcook to Hancock barracks in the town of Houlton, the time has arrived when justice to our fellow-citizens in the Madawaska settlements, and a proper regard for the interests of the United States, imperiously require that the projected works be completed, without delay.

"*Resolved*, That the Senators of this State, in the Congress of the United States, be, and they hereby are, instructed, and the representatives requested, to exert their united efforts to procure the immediate construction of a military road from some point in the settled part of this State to Fort Kent, or some other point on the river St. John, in the Madawaska settlements; and that the Governor be requested to transmit copies of these resolutions, and of the accompanying report, to each of our Senators and Representatives aforesaid.

"*Resolved*, That the Governor be requested to transmit copies of the same to the Governor of the commonwealth of Massachusetts.

"IN SENATE, *January* 28, 1842.

"Read and passed—sent down for concurrence.

"JERE. HASKELL, *Secretary*.

"HOUSE OF REPRESENTATIVES,

"*January* 28, 1842.

"Read, and passed in concurrence.

"WM. T. JOHNSON, *Clerk*.

"January 28, 1842.—Approved.

"JOHN FAIRFIELD.

"SECRETARY'S OFFICE,

"*Augusta January* 28, 1842.

"Attest:

"P. C. JOHNSON,

"*Secretary of State*."

The resolutions were read.

Ordered, That the report and resolutions be referred to the Committee on Military Affairs, and be printed.

Mr. Sturgeon presented the petition of a number of merchants, manufacturers, and others, citizens of Pittsburg, praying the adoption of the plan recommended by the President of the United States for the establishment of a Board of Exchequer or Fiscal Agency; which was referred to the select committee appointed on that subject.

Mr. Young presented the petition of a number of citizens of Peoria, Illinois, praying an additional grant of land to the State of Illinois, to aid in the completion of the Illinois and Michigan canal; which was referred to the Committee on Public Lands.

Mr. Prentiss presented the petition of Azel Spalding, praying compensation for services rendered and expenses incurred in discharging the duties of pension agent at Montpelier, Vermont; which was referred to the Committee on Pensions.

Mr. White presented a resolution, passed by the General Assembly of the State of Indiana, instructing the Senators and requesting the Representatives of said State in Congress to use their exertions to procure an appropriation

for completing the works at the harbor of St. Joseph, on Lake Michigan; which was referred to the Committee on Commerce, and ordered to be printed.

Mr. White presented a petition, signed by numerous inhabitants of the northern part of the State of Indiana, praying an appropriation for continuing the works at the harbor and breakwater of Michigan city; which was referred to the Committee on Commerce.

Mr. White presented the memorial of the mayor and aldermen of the corporation of Michigan city, praying an appropriation for completing the harbor at that place.

On motion by Mr. White, that the memorial be printed,

Ordered, That this motion be referred to the Committee on Printing.

Mr. Bayard presented the memorial of the president and directors of the Bank of the Metropolis, in the city of Washington, praying an extension of their charter, with certain modifications; which was referred to the Committee on the District of Columbia.

Mr. Graham presented a memorial signed by citizens of Leasburg, North Carolina, praying a repeal of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Woodbridge presented the petition of a number of citizens of Pittsburg and Allegany county, Pennsylvania, praying a tariff of duties, embracing the principle of discrimination, for the encouragement and protection of domestic manufactures and industry; which was referred to the Committee on Manufactures.

Mr. Tappan presented a preamble and resolution passed by the General Assembly of the State of Ohio, instructing the Senators and requesting the Representatives of said State in Congress, to use their exertions to procure an appropriation for constructing a marine hospital at the city of Cleveland in that State.

Ordered, That they be printed.

On motion by Mr. King,

Ordered, That the petition of Joshua Kennedy, assignee of Cornelius McCurtine, and the petition of Joshua Kennedy, assignee of George Tucker, on the files of the Senate, be severally referred to the Committee on Private Land Claims.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

I transmit, herewith, to the Senate, a report of the Director of the Mint, showing the operations of the institution for the year 1841.

JOHN TYLER.

WASHINGTON, *January* 31, 1842.

The message was read.

Ordered, That it be printed.

Mr. Sevier submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the President of the United States be requested to cause to be communicated to the Senate, a copy of the report of the commissioner appointed, on the part of the United States, to superintend the survey and demarcation of the boundary line between the United States and the Re-

public of Texas; together with a map of such survey, the field-notes thereof, and the papers connected with the same; embracing particularly such instructions, as were from time to time given to said commissioner, (and others engaged under him), through the State Department.

Mr. Simmons submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the President pro tempore of the Senate, be requested to notify the Executive of the State of Rhode Island and Providence Plantations of the death of the honorable Nathan F. Dixon, late a Senator of the United States from that State.

The Senate resumed, as in Committee of the Whole, the resolution (S. 3), proposing an amendment to the Constitution restricting the veto: and

After debate, and the consideration of Executive business, by unanimous consent,

The Senate adjourned.

THURSDAY, FEBRUARY 3, 1842.

The President pro tempore laid before the Senate a report of the Secretary of the Navy, made in compliance with a resolution of the Senate of the 22d July, 1841, in relation to the practicability and necessity of extending protection to the commerce of the United States in the gulf of Mexico; which was read.

On motion by Mr. Barrow, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Benton presented the proceedings adopted at a public meeting of the citizens of St. Louis, Missouri, expressing their opposition to the repeal of the bankrupt law; and a memorial, signed by numerous citizens of the State of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Tappan presented a memorial, signed by citizens of Monroeville, Ohio, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Mangum presented a memorial, signed by numerous citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Miller presented a memorial, signed by numerous citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Wright presented a memorial, signed by citizens of Oneida county, New York, praying a repeal of the bankrupt law.

Mr. Berrien presented four memorials, signed by numerous citizens of the State of New York, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Porter presented three memorials, signed by numerous citizens of the State of Michigan, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Simmons presented a memorial, signed by numerous citizens of the State of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Ordered, That the said memorials be severally referred to the Committee on the Judiciary.

Mr. Benton presented additional documents in relation to the claim of the widow of Lieutenant Colonel Alexander R. Thompson; which, with her petition on the files of the Senate, were referred to the Committee on Military Affairs.

Mr. Miller presented four memorials, signed by numerous shipping merchants and others, citizens of New York, severally remonstrating against the repeal of the act of 2d March, 1837, concerning pilots; which were referred to the Committee on Commerce.

Mr. Wright presented the proceedings of a public meeting of citizens, held at Brockport, in the State of New York, recommending the adoption of measures for the liberation of certain American citizens, captured by the British forces during the late revolutionary movements in Canada; which were referred to the Committee on Foreign Relations.

Mr. Sturgeon presented the memorial of Israel P. Hutchinson, praying remuneration for expenses incurred and services rendered as United States diplomatic agent near the Government of Portugal; which was referred to the Committee on Foreign Relations.

Mr. Barrow presented the petition of Rice Garland and Thomas Curry, praying the confirmation of their title to a tract of land in the State of Louisiana, and that they be allowed to locate land in lieu of land sold by the United States, of which they claim to be the legal owners; which was referred to the Committee on Private Land Claims.

Mr. Prentiss presented the memorial of numerous citizens of the Territory of Wisconsin, praying the construction of a harbor at the town of Milwaukie; which was referred to the Committee on Commerce.

Mr. Linn presented the memorial of "The Agricultural Society of the United States," praying an act of incorporation; which was referred to the Committee on Agriculture.

Mr. Linn presented two petitions, signed by numerous citizens of the Platte country, in the State of Missouri, severally praying the establishment of a mail-route; which were referred to the Committee on the Post Office and Post Roads.

Mr. Linn presented the petition of Esther Olmstead, widow of a deceased revolutionary officer, praying a pension; which was referred to the Committee on Pensions.

Mr. Linn presented the petition of numerous citizens of the State of Missouri, praying the establishment of a mail-route; which was referred to the Committee on the Post Office and Post Roads.

Mr. Linn presented the petition of the legal representatives of Louis La Beaume, deceased, praying the confirmation of their title to a tract of land in the State of Missouri; which was referred to the Committee on Private Land Claims.

Mr. Linn presented the petition of M. Munsur, praying remuneration for services as surgeon to a company of volunteers in the Florida campaign; which, with the papers on the files of the Senate, was referred to the Committee on Military Affairs.

Mr. Porter submitted an additional document in relation to the memorial of the corporation of the city of Washington, remonstrating against the transfer, to the State of Maryland, of the stock held by that city in the Chesapeake and Ohio canal; which was referred to the Committee on Roads and Canals.

Mr. Young presented two memorials, signed by citizens of the State of

Illinois, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Ordered, That it be referred to the Committee on the Judiciary.

Mr. Woodbridge presented four memorials, signed by numerous citizens of the State of Michigan, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Ordered, That the said memorials be referred to the Committee on the Judiciary.

On motion by Mr. Woodbury,

Ordered, That the petition of the heirs of Francis Cazeau, on the files of the Senate, be referred to the Committee on the Judiciary.

On motion by Mr. Miller,

Ordered, That Aaron Camp have leave to withdraw his petition and papers on the files of the Senate.

Mr. Merrick submitted the following resolution for consideration:

Resolved (the House of Representatives concurring), That the following be added as the 20th joint rule of the two Houses:

No amendment, which proposes to appropriate money, not called for by some pre-existing law, shall be received or made in either House to any of the general appropriation bills.

On motion by Mr. Calhoun,

Ordered, That the message of the President of the United States, communicating copies of correspondence in relation to the mutiny on board the brig Creole, be referred to the Committee on Foreign Relations.

Mr. Linn submitted a copy of an act of the British Parliament, "for extending the jurisdiction of the courts of justice in the provinces of Upper and Lower Canada to the trial and punishment of persons guilty of crimes and offences within certain parts of North America, adjoining to the said provinces."

On motion by Mr. Linn, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Merrick, from the Committee on the Post Office and Post Roads, to whom was referred the resolution submitted by Mr. King, the 19th January, in relation to the claim of George Whitman, reported it without amendment.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred a memorial of the heirs of Silas Deane, submitted a report, accompanied by a bill (S. 155). for the settlement of the accounts of Silas Deane.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the heirs of Enoch K. Withers, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition be denied.

Ordered, That the report be printed.

On motion by Mr. Phelps,

Ordered, That the Committee on Revolutionary Claims be discharged from the further consideration of the petition of the heirs of Joseph Davenport, and that it be referred to the Committee on Pensions.

Mr. Graham, from the Committee of Claims, to whom was referred the petition of the widow of Joseph York, submitted the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

On motion by Mr. Graham,

That the Committee of Claims be discharged from the further consideration of the memorial of E. Gonon, and that it be referred to the Committee on Commerce,

It was determined in the negative.

Agreeably to notice, Mr. Smith, of Indiana, asked and obtained leave to bring in a bill (S. 156), for the relief of Marston G. Clark; which was read the first and second times, by unanimous consent, and referred to the Committee on Indian Affairs.

The Senate resumed the consideration of the motion submitted by Mr. Simmons, the 13th ultimo, that the Committee on Manufactures be authorized to employ a clerk, and,

On the question to agree thereto:

It was determined in the affirmative, { Yeas, ... 25, Nays, ... 14.

On motion by Mr. Sevier,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Buchanan, Choate, Clay, Clayton, Evans, Graham, Huntington, Linn, Mangum, Merrick, Miller, Morehead, Porter, Prentiss, Preston, Simmons, Southard, Tallmadge, White, Woodbridge, Young.

Those who voted in the negative, are,

Messrs. Allen, Benton, Berrien, Calhoun, Fulton, King, McRoberts, Pierce, Sevier, Smith, of Connecticut, Smith, of Indiana, Walker, Woodbury, Wright.

So it was

Resolved, That the Committee on Manufactures be authorized to employ a clerk.

On motion,

The Senate adjourned.

FRIDAY, February 4, 1842.

The President pro tempore laid before the Senate a communication from the Treasurer of the United States, transmitting copies of the Treasurer's accounts for the first and second quarters of the year 1841; which was read.

The President pro tempore presented the petition of Sarah Joy, widow of a deceased revolutionary soldier, praying a pension, which was referred to the Committee on Pensions.

The President pro tempore submitted a document in relation to the claim of the executor of John Spotswood for revolutionary services; which, with his petition on the files of the Senate, was referred to the Committee on Revolutionary Claims.

The President pro tempore presented a memorial signed by numerous citizens of New York, praying the establishment of a tariff with a view to the protection of domestic capital and industry; which was referred to the Committee on Manufactures.

Mr. Tallmadge presented a petition signed by citizens of Jefferson county, New York, praying the erection of suitable fortifications at Sackett's Harbor and its vicinity; which was referred to the Committee on Military Affairs.

Mr. Tallmadge presented a memorial signed by citizens of New York, remonstrating against the annexation of Texas to the Union; and,

On motion of Mr. Tallmadge,

Ordered, That it lie on the table.

Mr. Tallmadge presented the petition of Mary Parker Lawrence, widow of a deceased revolutionary soldier, praying a pension; which was referred to the Committee on Pensions.

Mr. Tallmadge presented twelve memorials signed by numerous citizens of the State of New York, severally remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Barrow presented a memorial signed by numerous citizens of New Orleans, Louisiana, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Bayard presented a memorial signed by citizens of New York, praying a repeal of the bankrupt law; and a memorial signed by numerous citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Preston presented a memorial signed by citizens of Erie, Pennsylvania, remonstrating against the amendment, postponement, or repeal of the bankrupt law; and a memorial signed by citizens of New York, praying the postponement of the bankrupt law.

Mr. Berrien presented a memorial signed by citizens of Macon county, Georgia, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. King presented the memorial of Edward Chedsey and numerous other persons, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Allen presented a memorial signed by numerous citizens of Crawford county, Ohio, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Ordered, That the said memorials be severally referred to the Committee on the Judiciary.

Mr. Bates presented the petition of a number of citizens of Northampton, Massachusetts, praying a repeal of that part of the law regulating the Post Office Department which requires postmasters to deliver letters on the Sabbath day; which was referred to the Committee on the Post Office and Post Roads.

Mr. Huntington presented the petition of a number of owners and masters of steamboats, praying an amendment of the provision in the act for the better security of the lives of passengers on board of steam-vessels, requiring iron rods or chains to be used in the navigation of steamboats; which was referred to the Committee on Commerce.

Mr. Linn presented the petition of Joseph Rosati, bishop of St. Louis, praying a remission of the duties charged and collected on certain books and other articles imported into the United States for religious and charitable uses; which was referred to the Committee on Finance.

Mr. Young presented a communication signed by James Whitlock, of Clark county, Illinois, on the subject of the construction of the national road through that State; which was referred to the Committee on Roads and Canals.

On motion by Mr. Young that it be printed,

Ordered, That this motion be referred to the Committee on Printing.

Mr. Woodbury presented a memorial signed by a number of manufacturers of window glass and others, citizens of New Hampshire, praying the

imposition of a duty on imported window glass equal to the duty previous to the 31st of December, 1841; which was referred to the Committee on Manufactures.

On motion by Mr. Benton,

Ordered, That Hezekiah L. Thistle have leave to withdraw his petitions and papers on the files of the Senate.

On motion by Mr. Phelps,

Ordered, That Isaiah Silver have leave to withdraw his petition and papers on the files of the Senate.

On motion by Mr. Smith, of Indiana,

Ordered, That the report of the Committee of Claims, on the claim of Samuel Milroy, be recommitted to the Committee of Claims.

Mr. Smith, of Indiana, submitted additional documents relating to the claim of Samuel Milroy; which were referred to the Committee of Claims.

Mr. Clayton, from the Committee on the Judiciary, to whom was referred the petition of William Saunders and William R. Porter, sureties of William Estis, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioners ought not to be granted.

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of James McCrory, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner be rejected.

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the bill (S. 107) for the relief of James McCrory, reported it without amendment.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the heirs and legal representatives of John Hawkins, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioners be rejected.

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the heirs of Robert H. Saunders, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition be rejected.

Ordered, That the report be printed.

Mr. Smith, of Indiana, submitted the following resolution; which was considered by unanimous consent, and agreed to:

Resolved, That the Committee on the District of Columbia be instructed to inquire into the expediency of prohibiting, by penal enactments, the vending of lottery tickets in the District of Columbia.

Mr. Sturgeon submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Private Land Claims be instructed to inquire into the propriety of authorizing Robert Graham to locate certain lands confirmed to him by the Governor of the Western Territory; and that the accompanying papers be referred to the committee.

Mr. Barrow submitted the following resolution, for consideration:

Resolved, That the Secretary of the Navy be directed to inform the Senate what were the appropriations made by Congress for each of the navy-yards for the following years, viz, 1834, 1835, 1836, 1837, 1838, 1839,

1840, and 1841; stating the amount actually expended for the navy-yard at Pensacola, from the time of the first appropriation up to this period, and also the amounts that were not applied, after having been appropriated, and the reasons why such appropriations were not applied, and to what uses appropriations transferred from the navy-yard at Pensacola were applied; also, whether there is any preparation for building, equipping, or repairing, even the smallest vessel of war at the navy-yard of Pensacola, and what is the condition and relative importance of that navy-yard, compared with the navy-yards at Portsmouth, Charlestown, New York, Philadelphia, Washington, and Norfolk.

Also, whether the naval defence and protection of the South Atlantic, and the Gulf of Mexico, does not now depend for its means on the naval depots of the North Atlantic.

Also, whether one steamer of war could not be well employed in the Gulf of Mexico; and one in cruising from Bermuda to Point Florida, and in what way would their usefulness be made manifest; and why it is that, since early in December last, the Gulf of Mexico has been left without the protection of a single vessel of war.

Also, whether in his opinion, sound policy, and the best interests of the whole nation, do not require the establishment of a navy-yard at or near the city of New Orleans.

Mr. Benton submitted the following resolution, for consideration:

Resolved, That the Committee on Finance be instructed to inquire into the nature of the payments now made, or offered to be made by the Federal Government to its creditors; whether the same are made in hard money, or in paper money; whether the creditors have their option of coin, or paper; whether the Government paper is at a discount; and what remedy, if any, is necessary, to enable the Government to keep its faith with its creditors, so as to save them from loss, the constitution from violation, and the country from disgrace.

Mr. Woodbury submitted the following resolution, for consideration:

Resolved, That the President of the United States be requested to have prepared, and submit to the Senate, a tabular statement exhibiting the names of each person who has received any compensation in connexion with the commission of inquiry appointed last spring, in relation to the public buildings in this city; that the sum paid to each be affixed to his name, and an explanation appended in another column, showing for what kind and length of services the payment was made; and that the law authorizing the payment, and the appropriation out of which it has been made, be specified; concluding with a statement of the aggregate expenses incurred under said commission, and what steps have since been taken by the President, in consequence of their reports.

Mr. Merrick submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the President of the United States be requested to cause to be communicated to the Senate (if, in his opinion, it be not incompatible with the public interest), copies of all the correspondence which may have taken place between this Government or its diplomatic agents and the Government of Belgium relative to claims of our citizens to indemnity for losses sustained during the bombardment of Antwerp, in the year 1830; and, also, copies of such instructions as, from time to time, may have been given to our diplomatic representative at Brussels on this subject.

The Senate proceeded to consider the resolution reported by the Committee on Naval Affairs, on the petition of Abigail Fuller; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the adverse report of the Committee on Public Lands, on the petition of the commissioners appointed to locate the county-seat of Pope county, in Arkansas; and,

On motion by Mr. Sevier,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution, reported by the Committee on Public Lands on the petition of William Hudgins; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the resolution, reported by the Committee of Claims on the claim of Joseph Paxton; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

On motion by Mr. Archer,

Ordered, That when the Senate adjourn it be to Monday next.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 44) to revive the act entitled, "An act to enable claimants to land within the limits of Missouri, and the Territory of Arkansas, to institute proceedings to try the validity of their claims," approved the 26th of May, 1824, and an act amending the same, and extending the provisions of said acts to claimants to land within the States of Louisiana and Mississippi; and,

An amendment having been proposed by Mr. Benton, a debate ensued: and,

On motion by Mr. Mouton,

Ordered, That the further consideration of the bill be postponed to Tuesday next.

After the consideration of Executive business,

The Senate adjourned.

MONDAY, February 7, 1842.

The President pro tempore submitted a report of the Secretary of War, made agreeably to law, exhibiting the returns of the militia of the several States and Territories, with their arms, accoutrements, and ammunition; which was read.

On motion by Mr. King, that it be printed,

Odered, That the motion be referred to the Committee on Printing.

Mr. Wright presented a memorial of numerous citizens of Jefferson county, New York, remonstrating against the postponement or repeal of the bankrupt law.

Mr. Evans presented a memorial of citizens of Hancock county, Maine, remonstrating against the postponement or repeal of the bankrupt law; and praying that banking corporations may be included in its provisions.

Mr. White presented a memorial, signed by citizens of Laporte, Indiana, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Bagby presented a memorial, signed by numerous citizens of Mobile, Alabama, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Ordered, That the said memorials be, severally, referred to the Committee on the Judiciary.

Mr. Wright presented the proceedings of a public meeting held at Albion, New York, urging the adoption of measures, by the Government, for the liberation of certain American citizens captured by the British forces during the late disturbances in Canada; which were referred to the Committee on Foreign Relations.

Mr. Graham presented the petition of Elizabeth Nunn, widow of a deceased revolutionary officer, praying a pension; which was referred to the Committee on Pensions.

Mr. White presented a memorial adopted at a public meeting of the citizens of Mount Meridian, in the State of Indiana, praying an appropriation for the Cumberland road; which was referred to the Committee on Roads and Canals.

Mr. Young presented the petition of Daniel Hay, praying compensation for his services as pension agent for the State of Illinois; which was referred to the Committee on Pensions.

Mr. Young presented the petition of Mary Nelson, widow of a deceased revolutionary soldier, praying a pension; which was referred to the Committee on Pensions.

Mr. Sturgeon presented a petition, signed by a number of merchants, manufacturers, mechanics, and others, citizens of Pittsburg, Pennsylvania, praying the adoption of the plan of a fiscal agency recommended by the President of the United States; which was referred to the Select Committee appointed on that subject.

Mr. King presented the memorial of John McKinley, one of the associate judges of the Supreme Court of the United States, praying a more equal distribution of the circuit duties of the judges of the Supreme Court; which was referred to the Committee on the Judiciary.

On motion by Mr. King, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Morehead presented the petition of Mary A. Lewis, widow and administratrix of Andrew Lewis, deceased, late a captain in the army, praying indemnity for the costs and expenses of a suit instituted against her late husband, in consequence of the execution of a military order alleged to have been issued by him; which was referred to the Committee of Claims.

Mr. Miller presented four memorials, signed by a number of manufacturers of window glass, and others, citizens of the State of New Jersey, praying the imposition of a duty on imported window glass, equal to the duty paid on that article prior to the 31st December, 1841; which were referred to the Committee on Manufactures.

Mr. Miller presented a memorial, signed by a number of persons engaged in the manufacture and sale of iron, in the State of New Jersey, praying that no lower rate of duties may be imposed on imported iron, than the duty collected in 1839; which was referred to the Committee on Manufactures.

Mr. Miller presented four memorials, signed by a number of persons engaged in the manufacture of apothecaries' vials and bottles, in the State of New Jersey; and three memorials, signed by a number of persons engaged in the same occupation, in the State of Pennsylvania; severally praying an increase of the duties on all foreign articles of their trade; which were referred to the Committee on Manufactures.

Mr. Buchanan presented nine memorials, signed by numerous citizens of Philadelphia, praying the imposition of the same duties on imported manufactures of iron, as existed under the act of March 2, 1833; which were referred to the Committee on Manufactures.

Mr. Buchanan presented the petition of Mary F. B. Levely, widow of a deceased naval officer, praying a pension; which was referred to the Committee on Pensions.

Mr. Buchanan presented a memorial, signed by numerous citizens of the city and county of Lancaster, Pennsylvania, praying that the "Conestoga navigation," in said county, may be selected as the site for a national foundry; which was referred to the Committee on Military Affairs.

Mr. Buchanan presented the petition of John P. Foulk, a drummer in the revolutionary war, praying a pension; which was referred to the Committee on Pensions.

Mr. Calhoun presented the report of a committee of the Legislature of the State of South Carolina, on the subject of the distribution of the proceeds of the sales of the public lands, accompanied by the following resolutions, which passed that body:

"*Resolved*, That Congress have no constitutional authority to dispose of all or any of the revenues or property of the Federal Government for any other than national purposes, for which alone they were vested in that Government.

"*Resolved*, That the late act of Congress, called, 'An act to appropriate the sales of the public lands and to grant pre-emption rights,' is a violation of the trust created by the cession of the public domain.

"*Resolved*, That this legislature will not appoint (and that the Governor be requested and enjoined not to appoint) any agent to receive such portion of the proceeds of the public lands as may be appropriated to this State, under the late act of Congress.

"*Resolved*, That the Governor be requested to transmit copies of this report and these resolutions to the President of the United States, the Governors of the several States, requesting them to lay the same before their several legislatures, and solicit their co-operation in annulling and repealing the late act of Congress above mentioned; also, to our Senators and Representatives in Congress, urging them to use their best efforts to procure the repeal of the said law, and to prevent the abstraction of any portion of the national revenue, under color of its provisions."

The resolutions were read.

Ordered, That the report and resolutions be printed.

Mr. Calhoun presented the report of a committee of the Legislature of South Carolina, on the subject of the controversy between the States of New York and Virginia, as to the obligations of the State of New York to deliver up to the authorities of the State of Virginia, certain persons charged with the commission of offences against the laws of that State, accompanied by the following resolutions, which passed that body:

"*Resolved*, That this Legislature view with regret the constructive meaning of the constitutional provision respecting 'fugitives from justice,' and 'fugitives from service,' asserted by the executive and legislative authorities of the State of New York in the year 1840.

"*Resolved*, That, in the opinion of this Legislature, the forced and dangerous construction put upon the 4th article of the constitution of the United States, and the pretension to control its operation by the State of

New York, as indicated by the positions of her Executive in the progress of the late controversy with Virginia, and the proceedings of her Legislature pending the same, should be repudiated and discountenanced by every State in the Union, as destructive of the faith pledged in the constitution, and ultimately subversive of that State sovereignty upon which they profess to be founded.

"*Resolved*, That the Governor be requested to communicate to the authorities of Virginia the high sense entertained by this Legislature of their moderation and respectful forbearance in conducting the recent unhappy controversy with the State of New York, of the justness of the position assumed by Virginia on the assurance of the hearty co-operation of South Carolina in all proper measures to vindicate her rights as a State, and to protect the property of her citizens.

"*Resolved*, That copies of the report and resolutions adopted by the Legislature, together with a certified copy of the bill, when passed, be furnished by the Governor of this State to the Governor of Virginia, and the Governors of the several States of this Union, and to our Senators and Representatives in Congress, to be laid before that body."

The report and resolutions were read.

Ordered, That the report and resolutions be printed.

Mr. Porter presented a memorial, signed by citizens of Monro, Michigan, remonstrating against the postponement or repeal of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Prentiss submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Pensions be instructed to inquire into the expediency of granting a pension to Caroline Mack, widow of Nehemiah Mack, a soldier in the war of the Revolution.

Mr. Prentiss submitted documents in relation to the claim of Caroline Mack, which were referred to the same committee.

On motion by Mr. Linn,

Ordered, That the petition of the representative of Robert Rodgers, on the files of the Senate, be referred to the Committee on Private Land Claims.

On motion by Mr. Tallmadge,

Ordered, That the petition of Selah Van Duzen, on the files of the Senate, be referred to the Committee on the Judiciary.

On motion by Mr. Woodbury,

Ordered, That William A. Whitehead have leave to withdraw his petition and papers on the files of the Senate.

On motion by Mr. Barrow,

Ordered, That Jean Baptiste Grainger have leave to withdraw his petition and papers on the files of the Senate.

The President pro tempore laid before the Senate the annual report of the Commissioner of Patents, showing the operations of the Patent Office during the year 1841.

On motion by Mr. Sevier, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Sevier, agreeably to notice, asked and obtained leave to bring in a bill (S. 157) to amend the act entitled, "An act supplementary to the act entitled, 'An act to amend the judicial system of the United States;'" which was read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

Mr. Wright, from the Committee of Claims, to whom was referred the petition of Peter H. Willard, submitted a report, accompanied by a resolution,

"That the prayer of the petition ought not to be granted."

Ordered, That the report be printed.

Mr. Linn, from the Committee on Private Land Claims, to whom was referred the bill (S. 76) confirming certain land claims in Louisiana, reported it without amendment.

The Senate proceeded to consider the resolution reported by the Committee on Commerce, on the memorial of J. W. Reckless; and, in concurrence therewith,

Resolved, That the prayer of the memorialist ought not to be granted.

The Senate proceeded to consider the report of the Committee on Pensions, on the petition of Martha Green; and, in concurrence therewith,

Resolved, That the prayer of the petition of Martha Green ought not to be granted.

The Senate proceeded to consider the report of the Committee on Private Land Claims, on the memorial of William Waller; and, in concurrence therewith,

Ordered, That the committee be discharged from the further consideration of the memorial.

The Senate proceeded to consider the resolution reported by the Committee of Claims, on the petition of Peter Vrooman; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee of Claims, on the petition of John Pritchett; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee on Public Lands, on the petition of Daniel Low and Charles F. Moulton; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee on Naval Affairs, on the petition of Mary J. Babbitt; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee of Claims, on the petition of John Watts; and, in concurrence therewith,

Resolved, That the prayer of the petitioner be rejected.

The Senate proceeded to consider the resolution reported by the Committee on Naval Affairs, on the petition of the widow of Ebenezer Ridgeway; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee of Claims, on the petition of the widow of Joseph York; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the resolution submitted by Mr. Clay the 21st January, respecting the disposition of the portion of the proceeds of the public lands, of any State refusing the same; and,

The resolution having been modified, and a further amendment being proposed by Mr. King,

On motion by Mr. Mangum,

The Senate adjourned.

TUESDAY, FEBRUARY 8, 1842.

The following message was received from the President of the United States, by Mr. Tyler, his secretary:

To the Senate of the United States:

I transmit, herewith, to the Senate, copies of a report and letter from the commissioners appointed by the President for the exploration and survey of the boundary line between the States of Maine and New Hampshire, and the conterminous British provinces, showing the progress made in that work, during the past season; and submitting an estimate, to which I invite the attention of Congress, of the funds that will be requisite for completing the surveys yet to be made on the boundary, and the office work consequent thereon, and for completing the maps of surveys already made.

JOHN TYLER.

WASHINGTON, *February* 5, 1842.

The message was read.

Ordered, That it be printed.

The President pro tempore laid before the Senate a communication from the Commissioner of the Public Buildings, in relation to certain errors, injurious to him, alleged to have been committed in the reports of the commissioners appointed to inquire into the condition of the public buildings in the city of Washington.

On motion by Mr. Woodbury, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Pierce presented a petition signed by numerous citizens of Lebanon, in the State of New Hampshire, praying that the act of July 7, 1838, granting half-pay and pensions to certain widows, may be revived and continued in force; which was referred to the Committee on Pensions.

Mr. Allen presented a petition signed by citizens of Trumbull county, Ohio, praying the adoption of measures for the adjustment of international difficulties without recourse to war; which was referred to the Committee on Foreign Relations.

Mr. White presented a memorial signed by citizens of Evansville, Indiana, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Porter presented a memorial signed by numerous citizens of Calhoun county, Michigan, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Benton presented a memorial signed by citizens of New York, praying a repeal of the bankrupt law.

Mr. Tallmadge presented three memorials signed by citizens of the State of New York, and a memorial signed by citizens of the State of Ohio, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Ordered, That the said memorials be referred to the Committee on the Judiciary.

On motion by Mr. Sevier,

Ordered, That the Committee on Pensions be discharged from the further consideration of the petition of Thomas Brownell, and that it be referred to the Committee on Naval Affairs.

Mr. Walker submitted the following resolution for consideration:

Resolved, That the President of the United States be requested (if not incompatible with the public interest) to communicate to the Senate, all papers addressed to the President, or to the Department of State, from citizens of the United States having claims upon Mexico, relating to the terms of the convention between the United States and Mexico, prior or subsequent to the execution of the same, stating objections to the same, or to its execution, and the answers thereto; also, copies of the minutes of the board appointed under said convention, up to the period when they proceeded to act upon individual cases; also, copies of any notification from the State Department, or from any other quarter, of the time and place of the first meeting of said board; also, copies of any communication which may have been addressed by the members of that board appointed by the United States, or any or either of them, touching the organization of the board or its mode of proceeding; also, copies of the commissions of all the members of said board, and of the instructions, if any, from either Government, to the said board or its members; also, any communication from the American consul at Santa Fé to the Department of State, touching any alleged violation of the rights of American citizens.

Mr. Linn submitted the following resolution for consideration:

Resolved, That the President of the United States be requested to send to the Senate (if consistent with the public interest) all the information in his possession, which may relate to the recent outrages committed by the Mexican authorities or people upon the persons and property of the American consul and other American citizens residing at Santa Fé and in the northern provinces of Mexico.

On motion by Mr Bates,

Ordered, That the Committee on Pensions be discharged from the further consideration of the petition of the mother of Edward Watts, deceased; and that it be referred to the Committee on Naval Affairs.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the following subjects:

1. Memorial of John McKinley.

2. Report of the Secretary of the Navy in relation to the protection of the commerce of the United States, in the Gulf of Mexico; and,

Ordered, That the petition and report be printed.

Mr. Mangum, from the Committee on Printing, reported against printing the following subjects:

1. Memorial of the corporate authorities of Michigan city, presented the 2d instant.

2. Communication of James Whitlock in relation to the Cumberland road, in the State of Illinois; and,

The report was concurred in.

Mr. Phelps, from the Committee of Claims, to whom was referred the memorial of Thomas Fillebrown, jr., submitted a report, accompanied by a bill (S. 158) for his relief.

The bill was read and passed to the second reading.

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of Patience Babcock, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner be rejected.

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the representatives of Joseph Morris, submitted a report, accompanied by a resolution,

"That the prayer of the petitioners be rejected."

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the bill (S. 89) for the relief of the heirs or legal representatives of Joseph Morris, deceased, reported it without amendment, and that the bill ought not to pass.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the heirs and legal representatives of Joseph Blackwell, submitted a report, accompanied by a resolution,

"That the prayer of the petitioners be rejected."

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the heirs-at-law of John de Treville, submitted a report, accompanied by a resolution,

"That the prayer of the petitioners be rejected."

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the heirs-at-law of Dr. William Ramsey, submitted a report, accompanied by a resolution,

"That the prayer of the petition be rejected."

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the legal representatives of Dr. William Rumney, submitted a report, accompanied by a resolution,

"That the prayer of the petitioners be rejected."

Ordered, That the report be printed.

Mr Phelps, from the Committee on Revolutionary Claims, to whom was referred a bill (S. 75) for the relief of the legal representatives of John de Treville, deceased, reported it without amendment, and that it ought not to pass.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the representatives of John Brooks, submitted a report, accompanied by a resolution,

"That the prayer of the petitioners be rejected."

Mr Bates, from the Committee on Pensions, to whom was referred the petition of Eliza Ballard, submitted a report, accompanied by the following resolution:

Resolved, That Eliza Ballard has no claim upon the Government for relief in the premises.

Mr. Bates, from the Committee on Pensions, to whom was referred the petition of Joseph Veazie, submitted a report, accompanied by the following resolution:

Resolved, That Joseph Veazie is not entitled to a pension.

Mr. Morehead, from the Committee on Indian Affairs, to whom was referred the bill (S. 55) for the relief of the legal representatives of John Scott, reported it without amendment.

The Senate resumed the consideration of the resolution submitted by Mr. Clay, the 21st January, which was modified, as follows:

Resolved, That the Committee on the Public Lands be instructed to inquire into the expediency of providing, by law, that whenever any State or States shall refuse to receive their proportion of the proceeds of the public lands, such proportions shall be distributed among the residue of the States; or in what manner such proportions ought to be disposed of; or whether any disposition of the same ought now to be made.

On motion by Mr. Sevier,

That it lie on the table;

It was determined in the negative, { Yeas, ... 13, Nays, ... 31.

On motion by Mr. Clay,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Barrow, Calhoun, Fulton, Mouton, Pierce, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Bates, Bayard, Benton, Berrien, Buchanan, Choate, Clay, Clayton, Evans, Graham, Henderson, Huntington, Kerr, King, Linn, McRoberts, Mangum, Merrick, Miller, Morehead, Porter, Prentiss, Preston, Simmons, Smith, of Indiana, Southard, Tallmadge, Walker, White, Woodbridge.

On motion by Mr. King,

To amend the resolution by striking out the following words: "such proportions shall be distributed among the residue of the States, or;"

It was determined in the negative, { Yeas, ... 20, Nays, ... 23.

On motion by Mr. King,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Benton, Buchanan, Calhoun, Fulton, King, Linn, McRoberts, Mouton, Pierce, Preston, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Barrow, Bates, Bayard, Berrien, Choate, Clay, Clayton, Evans, Henderson, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Porter, Prentiss, Simmons, Smith, of Indiana, Southard, Tallmadge, White, Woodbridge.

The question recurring on agreeing to the resolution, as modified;

It was determined in the affirmative, { Yeas, ... 25, Nays, ... 19.

On motion by Mr. King,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Barrow, Bates, Bayard, Berrien, Choate, Clay, Clayton, Evans, Graham, Henderson, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Porter, Prentiss, Preston, Simmons, Smith, of Indiana, Southard, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Archer, Benton, Buchanan, Calhoun, Fulton, King, Linn, McRoberts, Mouton, Pierce, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Woodbury, Wright, Young.

So, the resolution was agreed to.

After the consideration of Executive business,

The Senate adjourned.

WEDNESDAY, February 9, 1842.

The President pro tempore laid before the Senate a report of the Secretary of the Navy, made in compliance with a resolution of the Senate, in relation to the number of the officers in the navy and marine corps of the United States, and the pay of the officers and seamen of the American and British navies; which was read.

On motion by Mr. Mangum, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Tallmadge presented a memorial of numerous citizens of St. Louis, Missouri, remonstrating against the postponement or repeal of the bankrupt law.

Mr. Smith, of Indiana, presented a memorial of citizens of Wayne county, Indiana, remonstrating against the amendment, posponement, or repeal, of the bankrupt law.

Ordered, That the said memorials be severally referred to the Committee on the Judiciary.

Mr. Huntington presented the petition of Asahel Kingsley, a soldier in the revolutionary war, praying a pension; which was referred to the Committee on Pensions.

Mr. Benton presented the memorial of the mayor and city council of St. Louis, Missouri, praying an appropriation for completing the harbor of St. Louis; which was referred to the Committee on Commerce.

Mr. Miller presented the petition of citizens of Plainsborough, New Jersey, praying the establishment of a post office at that place; which was referred to the Committee on the Post Office and Post Roads.

Mr. Woodbridge presented two memorials of citizens of the State of Michigan, remonstrating against the amendment, postponement, or repeal, of the bankrupt law; which were referred to the Committee on the Judiciary.

Mr. Kerr presented the memorial of Littleton D. Teakle, praying the equitable settlement of his accounts with the Government for supplies of timber, and the allowance of interest, charged to him as administrator of John Teakle, deceased; which was referred to the Committee of Claims.

On motion by Mr. Morehead,

Ordered, That the petition of the heir of William Meredith, on the files of the Senate, be referred to the Committee on Revolutionary Claims.

Mr. Henderson, from the Committee on Private Land Claims, to whom was referred the bill (S. 81) confirming the claim of the heirs and legal representatives of Pierre Dolet, deceased, to a tract of land in Louisiana, reported it without amendment.

Mr. Preston, from the Committee on Military Affairs, to whom was referred the bill (S. 112) to refund the balance due to Massachusetts for disbursements during the late war with Great Britain, reported it without amendment.

Mr. Graham, from the Committee of Claims, to whom was referred the memorial of E. Gonon, submitted a report, accompanied by a resolution,

"That the prayer of the petitioner ought not to be granted."

Ordered, That the report be printed.

The Senate proceeded to consider the report of the Committee on the Judiciary, on the petition of William Saunders and William R. Porter; and,

On motion by Mr. Archer,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution reported by the Committee of Claims, on the petition of Henry W. Andrews; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee on Pensions, on the petition of Eliza Ballard; and, in concurrence therewith,

Resolved, That Eliza Ballard has no claim for relief in the premises.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims, on the petition of the heirs of Enoch K. Withers; and, in concurrence therewith,

Resolved, That the prayer of the petitioner be denied.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims, on the petition of the heirs of Robert H. Saunders; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims, on the petition of the heirs of John Hawkins; and, in concurrence therewith,

Resolved, That the prayer of the petitioners be rejected.

The Senate proceeded to consider the resolution reported by the Committee on Pensions, on the petition of Joseph Veazie; and, in concurrence therewith,

Resolved, That Joseph Veazie is not entitled to a pension.

The Senate proceeded to consider the resolution submitted by Mr. King, the 24th January, fixing a day for the adjournment of Congress; and,

On motion by Mr. King,

Ordered, That the further consideration thereof be postponed to Monday next.

The Senate proceeded to consider the resolution submitted by Mr. Evans, the 24th January, relative to the comparative tariff of foreign nations; and agreed thereto.

The Senate resumed, as in Committee of the Whole, the consideration of the resolution (S. 3) proposing an amendment to the constitution restricting the veto; and,

After debate,

On motion by Mr. Morehead,

Ordered, That the further consideration thereof be postponed to Monday, the 14th instant.

On motion,

The Senate adjourned.

THURSDAY, February 10, 1842.

The President pro tempore laid before the Senate a letter from the Secretary of War, transmitting copies of the Army Register for the use of the Senate; which was read.

The President pro tempore laid before the Senate a report of the Secretary of War, made in compliance with a resolution of the Senate, in relation to the measures adopted by the Department to obtain meteorological observations at the military posts; which was read.

The President pro tempore laid before the Senate a report of the Secretary of the Navy, made in compliance with a resolution of the Senate, exhibiting the number of vessels composing the navy of the United States during the years 1822, 1823, 1824, 1839, 1840, and 1841, and the expense of the navy during the same periods; which was read.

On motion by Mr. Calhoun,

That the report be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Choate presented the proceedings of a public meeting of citizens held at the city of St. Louis, Missouri, expressing their opposition to the repeal of the bankrupt law.

Mr. Tallmadge presented a memorial signed by citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Ordered, That they be referred to the Committee on the Judiciary.

Mr. Wright presented the memorial of J. W. Quinney and John N. Chicks, delegates from the Stockbridge tribe of Indians in the Territory of Wisconsin, praying compensation for their interest in certain lands purchased by the United States from the Delaware Indians, and that the permanent possession and ownership of the lands now occupied by them may be guarantied by the General Government; which was referred to the Committee on Indian Affairs.

Mr. Bagby presented the petition of Alman James, praying the confirmation of his title to a tract of land purchased from an Indian reservee; which was referred to the Committee on Private Land Claims.

Mr. Porter submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Secretary of War be directed to send to the Senate any reports or other information which may have been received at the Department in reference to the survey of the northern and northwestern lakes.

Mr. Sevier submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Secretary of War be directed to furnish the Senate with a copy of the proceedings of a court of inquiry which was held some months since by order of the Secretary of War, upon Dr. Maxwell, of the United States army.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the report of the Secretary of the Navy, showing the pay and emoluments of the officers, seamen, and marines, in the service of the United States and of Great Britain, and the number of officers, seamen, and marines, in the service of the United States during the year 1841; and,

Ordered, That the report be printed.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 73) authorizing the inhabitants of fractional section ten, south of range one east, in the State of Arkansas, to enter one half section of land for school purposes, reported it without amendment.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 128) for the relief of Isabella Hill, widow, and John

Hill, Elizabeth Hill, and Samuel Hill, children and minor heirs-at-law, of Samuel Hill, deceased, reported it without amendment.

Mr. Smith, of Indiana, also submitted a report on the subject; which was ordered to be printed.

Mr. Pierce, from the Committee on Pensions, to whom were referred the documents relating to the claim of Nathaniel Stafford, reported the following resolution:

Resolved, That the prayer of the petition ought not to be granted.

Mr. Pierce, from the Committee on Pensions, to whom were referred the documents relating to the claim of Joseph Blodgett, reported the following resolution:

Resolved, That the prayer of the petition ought not to be granted.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 78) making appropriations for pensions in the year 1842; also, a bill (H. R. 79) making an appropriation for the relief and protection of American seamen in foreign countries; in which bills they request the concurrence of the Senate.

The President of the United States approved and signed, the 2d instant, "An act to authorize an issue of treasury-notes."

The said bills from the House of Representatives (H. R. 78 and 79) were severally read the first and second times, by unanimous consent, and referred to the Committee on Finance.

The Senate proceeded to consider the resolution submitted by Mr. Benton on the 22d of January; which was amended, on the motion of Mr. Evans, and agreed to, as follows:

Resolved, That the Secretary of the Treasury be directed to report to the Senate as follows:

1. A statement showing the annual amount of the drawback paid on the exportation of refined sugar, from the commencement of such payments to the end of the year 1841.

2. A monthly statement of such payments for the year 1841.

3. The estimated amount of such payments for the year 1842.

4. The amount of the duty per pound on imported brown sugar, as nearly as it can be computed.

5. The annual amount of the fishing bounties and allowances paid since the commencement of the same, with the annual amount of the salt tax per bushel, and the annual gross product of the salt tax, and the net product of the same after deducting the fishing bounties and allowances.

6. The estimated amount of the fishing bounties and allowances to accrue for the year 1842, and the gross and net amount of the salt tax for the same year; also, a statement of the number of vessels, and the aggregate amount of tonnage of the same, and of the number of persons employed therein, engaged in the fisheries other than whale fishery, agreeably to the last returns.

The Senate proceeded to consider the resolution submitted by Mr. Pierce, on the 25th of January, calling for information in relation to the late investigation into the affairs of the New York custom-house; and,

On motion by Mr. Pierce,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 76) confirming certain land claims in Louisiana; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 44) to revive the act entitled, "An act to enable the claimants to land within the limits of Missouri and the Territory of Arkansas to institute proceedings to try the validity of their claims," approved on the 26th of May, 1824, and an act amending the same; and extending the provisions of said acts to claimants to land within the States of Louisiana and Mississippi.

On motion by Mr. Benton,

To amend the bill by inserting, at the end of the first section: "*And provided, also, That no claim shall be examined under this act the quantity of which shall exceed twenty thousand arpens;*"

It was determined in the negative, { Yeas, ... 11, Nays, ... 19.

On motion by Mr. McRoberts,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Benton, Calhoun, McRoberts, Pierce, Smith, of Connecticut, Smith, of Indiana, Sturgeon, Tappan, White, Woodbury.

Those who voted in the negative, are,

Messrs. Barrow, Bates, Berrien, Clayton, Evans, Fulton, Graham, Henderson, King, Linn, Mangum, Merrick, Miller, Morehead, Mouton, Porter, Preston, Sevier, Tallmadge.

So the amendment was disagreed to.

On motion by Mr. Benton,

To amend the bill by inserting at the end of the first section: "*And provided, further, That no claim shall be tried under this act which has been heretofore rejected by a board of commissioners;*"

It was determined in the negative, { Yeas, ... 11, Nays, ... 17.

On motion by Mr. Benton,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Benton, Clayton, King, McRoberts, Prentiss, Smith, of Connecticut, Sturgeon, Tappan, White, Woodbury.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Berrien, Evans, Fulton, Graham, Henderson, Kerr, Linn, Mangum, Mouton, Porter, Preston, Sevier, Smith, of Indiana, Tallmadge.

The bill having been amended, it was reported to the Senate, and the amendments were concurred in.

On motion by Mr. Benton,

Further to amend the bill by inserting at the end of the first section: "*And provided, further, That no claim shall be tried under this act which shall have been reported against by any committee of Congress, and the report concurred in by the House;*"

It was determined in the negative.

On the question, "Shall this bill be engrossed and read a third time?"

It was determined in the affirmative, { Yeas, ... 24, Nays, ... 11.

On motion by Mr. Benton,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bagby, Barrow, Bates, Berrien, Choate, Fulton, Graham,

Henderson, Kerr, King, Linn, McRoberts, Mangum, Merrick, Miller, Morehead, Mouton, Porter, Preston, Sevier, Sturgeon, Tallmadge, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Benton, Calhoun, Clayton, Evans, Pierce, Prentiss, Smith, of Connecticut, Smith, of Indiana, White, Woodbury.

So it was

Ordered, That this bill be engrossed and read a third time.

After the consideration of Executive business,

The Senate adjourned.

FRIDAY, February 11, 1842.

The President pro tempore presented a preamble and resolutions passed by the Legislature of the Territory of Iowa, requesting the Delegate of that Territory, in Congress, to use his exertions to procure the survey and purchase of the tract of country owned by the Sac and Fox tribe of Indians; which were referred to the Committee on Indian Affairs.

The President pro tempore presented a preamble and resolutions passed by the Legislature of the Territory of Iowa, requesting the Delegate of that Territory, in Congress, to use his exertions to obtain a donation of land for school purposes within said Territory; which were referred to the Committee on Public Lands.

On motion by Mr. White, that they be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Mangum presented the petition of the widow of Jacob Bright, deceased, late master armorer at the navy-yard, Washington, praying to be allowed a pension, in consideration of the death of her husband, by the accidental bursting of a bomb, while in the employment of the Government; which was referred to the Committee on Naval Affairs.

Mr. Clay presented a memorial of numerous citizens of Alabama, and a memorial of numerous citizens of Ohio, remonstrating against the repeal of the bankrupt law; also, a memorial of numerous citizens of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. King presented a memorial of numerous citizens of Alabama, remonstrating against the repeal of the bankrupt law; and a memorial signed by William B. Cobb and numerous other persons, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Ordered, That the said memorials be referred to the Committee on the Judiciary.

Mr. White presented a preamble and resolutions passed by the General Assembly of the State of Indiana, instructing the Senators and requesting the Representatives of said State in Congress to use their exertions to procure an appropriation for the construction of a harbor at Michigan city; which were read.

Ordered, That they be referred to the Committee on Commerce, and be printed.

Mr. White presented a preamble and resolutions passed by the General Assembly of the State of Indiana, instructing the Senators and requesting the Representatives of said State in Congress to use their exertions to procure an act authorizing the State of Indiana to select other lands, in lieu of certain portions of those heretofore granted by Congress, for the construction of the

Wabash and Erie canal; which were read, and referred to the Committee on Roads and Canals.

Mr. White presented resolutions passed by the General Assembly of the State of Indiana, instructing the Senators and requesting the Representatives of said State in Congress to use their exertions to procure the enactment of a law designating the same day throughout the United States for the choice of electors for President and Vice President of the United States.

The resolutions were read.

Ordered, That they be referred to the Committee on the Judiciary, and be printed.

Mr. White presented a preamble and resolutions passed by the General Assembly of the State of Indiana, requesting the Senators and Representatives of said State in Congress to use their exertions to procure the necessary appropriations for removing the obstructions in the navigation of the Mississippi, Ohio, Wabash, Missouri, Arkansas, and Red rivers; and expressing the opinion of the General Assembly as to the expediency of purchasing from Henry M. Shreve his patent-right to the snag boat, invented by him, for removing snags from the channels of rivers; which were read.

Ordered, That so much of the preamble and resolutions as relates to the improvement of rivers be referred to the Committee on Commerce; and that so much thereof as relates to the purchase of Shreve's patent snag-boat be referred to the Select Committee on that subject; and that the preamble and resolutions be printed.

Mr. King presented the petition of Willis Stevens, praying a relinquishment, in his favor, of the reversionary interest of the United States in a certain Cherokee reservation; which was referred to the Committee on Indian Affairs.

Mr. Linn presented the petition of the representatives of Manuel Gonzales Moro, deceased, praying the confirmation of their title to a tract of land in the State of Missouri; which was referred to the Committee on Private Land Claims.

Mr. Bagby presented the petition of David Jones, praying indemnification for the detention and sale of his vessel, the "Colonel Fanning," at Havana, under instructions from the American consul at that port; which was referred to the Committee of Claims.

Mr. Sevier submitted an additional document in relation to the claim of Henry M. Shreve; which was referred to the Select Committee appointed on that subject.

Mr. Wright presented the proceedings of a public meeting of citizens held in Rochester, New York, urging the adoption of measures, by the Government, for the liberation of certain American citizens captured by the British troops during the late revolutionary movements in Canada; which were referred to the Committee on Foreign Relations.

On motion by Mr. Linn,

Ordered, That Jean Baptiste Vallé have leave to withdraw his petition and papers on the files of the Senate.

Mr. Tappan submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on the Judiciary be instructed to inquire into the expediency of providing for the publication of a stereotyped edition of the laws of the United States, by contract, under the direction of some officer of the Government; and that they have leave to report by bill or otherwise.

Mr. Mangum reported, from the Committee on Printing, in favor of printing the report of the Secretary of the Navy, showing the naval force of the United States, and the expenses thereof, at different periods; and,

Ordered, That the report be printed.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the bill (S. 1) to establish an additional land district in the State of Alabama, with amendments; in which they request the concurrence of the Senate.

The Senate proceeded to consider the amendments of the House of Representatives to the bill last mentioned; and

Ordered, That they be referred to the Committee on Public Lands.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred the bill (S. 118) relating to the judicial courts in the district of New Hampshire, reported it without amendment.

Agreeably to notice, Mr. Preston asked and obtained leave to bring in a bill (S. 159) for the relief of Alexander Hammet; which was read the first and second times, by unanimous consent, and referred to the Committee on Foreign Relations.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (H. R. 78) making appropriations for pensions in the year 1842, reported it without amendment.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (H. R. 79) making an appropriation for the relief and protection of American seamen in foreign countries, reported it without amendment.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims, on the petition of James McCrory; and, in concurrence therewith,

Resolved, That the prayer of the petitioner be rejected.

The Senate proceeded to consider the resolution reported by the Committee of Claims, on the petition of Peter H. Willard; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The following bills, having been reported by the committee correctly engrossed, were severally read a third time:

S. 76. A bill confirming certain land claims in Louisiana.

S. 44. A bill to revive the act entitled "An act to enable claimants to land within the limits of Missouri, and the Territory of Arkansas, to institute proceedings to try the validity of their claims," approved the 26th of May, 1824, and an act amending the same, and extending the provisions of said acts to claimants to land within the States of Louisiana and Mississippi.

Resolved, That the said bills pass, and their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 78) making appropriations for pensions in the year 1842; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 79) making an appropriation for the relief and protection of American seamen in foreign countries; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Porter reported, from the Committee, that they had examined, and found duly enrolled, the following bills:

H. R. 78. An act making appropriations for pensions in the year 1842.

H. R. 79. An act making an appropriation for the relief and protection of American seamen in foreign countries.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The Speaker of the House of Representatives having signed two enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The President pro tempore signed the two enrolled bills (H. R. 78 and 79) this day reported to have been examined; and they were delivered to the committee, to be presented to the President of the United States.

On motion by Mr. Walker,

Ordered, That when the Senate adjourn it be to Monday next.

After the consideration of Executive business,

The Senate adjourned.

MONDAY, FEBRUARY 14, 1842.

The following message was received from the President of the United States, by Mr. Tyler, his secretary:

To the Senate of the United States:

In compliance with the request of the Governor of the Territory of Iowa, I have the honor to submit the accompanying memorials and joint resolutions of the Council and House of Representatives of that Territory, to your consideration.

JOHN TYLER.

WASHINGTON, *February* 11, 1842.

The message was read.

Mr. Smith, of Indiana, presented a memorial signed by citizens of Lima, Indiana, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Wright presented a memorial of numerous citizens of New York, praying certain amendments to the bankrupt law; and a memorial of citizens of New York remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. King presented a memorial signed by citizens of Greensboro', Alabama, remonstrating against the repeal of the bankrupt law.

Mr. Clay presented a memorial from numerous citizens of Marengo county, Alabama, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Woodbridge presented a memorial signed by citizens of Ridgeway, Michigan, and a memorial signed by William Thomson, and numerous

other persons, remonstrating against the amendment, postponement, or repeal, of the bankrupt law.

Mr. Benton presented a memorial of Joseph White, and numerous other persons, praying certain amendments to the bankrupt law.

Ordered, That the said memorials be referred to the Committee on the Judiciary.

Mr. Mangum presented the memorial of Thomas L. Ragsdale, a clerk in the Navy Pension Office praying compensation for extract services, performed by order of the Secretary of the Navy; which was referred to the Committee on Naval Affairs.

Mr. Fulton presented the petition of William E. Woodruff, praying compensation for his services as pension agent at Little Rock, in the State of Arkansas; which was referred to the Committee on Pensions.

Mr. Mangum presented a memorial of numerous citizens of the State of Pennsylvania, praying that no lower rate of duties may be imposed on imported iron manufactures than was collected in 1839; which was referred to the Committee on Manufactures.

Mr. Evans presented the petition of John Hibbert, a soldier during the last war with Great Britain, praying a pension; which was referred to the Committee on Pensions.

Mr. Woodbury presented the petition of Joseph Bartlett, Alpheus Deming, and Luther Hilliard, soldiers during the revolutionary war, praying pensions; which was referred to the Committee on Revolutionary Claims.

Mr. Woodbury presented the petition of Mercy Bemis, widow of Buckminster White, deceased, late a soldier in the revolutionary war, praying a pension; which was referred to the Committee on Pensions.

Mr. Buchanan presented a memorial of numerous citizens of Pittsburg and Allegany county, Pennsylvania, employed in various branches of industry, praying a tariff of duties embracing the principle of discrimination, for the encouragement and protection of domestic manufactures and industry; also, two memorials of numerous citizens of Huntingdon county, Pennsylvania, praying that no lower rate of duties may be imposed on imported manufactures of iron than was collected in 1839.

Ordered, That they be referred to the Committee on Manufactures.

Mr. Buchanan presented a petition of members of the bar, and other citizens of the Western Judiciary District of the State of Pennsylvania, praying that the senior Judge of the United States Court at Pittsburg, may be directed to hold with the present Judge, the United States District Court at Williamsport; which was referred to the Committee on the Judiciary.

Mr. Buchanan presented the memorial of David Wilkins, a citizen of Pennsylvania, proposing a scheme for a credit system for the relief of the financial embarrassments of the country, and praying its adoption by Congress; which was referred to the Select Committee appointed on the subject of a Board of Exchequer or Fiscal Agent.

Mr. Woodbury submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Pensions be instructed to inquire into the expediency of granting a pension to the widow Anna Watson.

Mr. Woodbury submitted documents in relation to the claim of Anna Watson; which were referred to the Committee on Pensions.

On motion by Mr. Tallmadge,

Ordered, That the memorial of Joseph Roby, on the files of the Senate, be referred to the Committee on Public Lands.

On motion by Mr. Merrick,

Ordered, That John Chalmers have leave to withdraw his papers on the files of the Senate.

On motion by Mr. Evans,

Ordered, That Daniel Palmer have leave to withdraw his petition and papers.

Mr. Porter reported from the committee that they had presented to the President of the United States, the 11th instant, the following bills:

H. R. 78. An act making appropriations for pensions in the year 1842;

H. R. 79. An act making appropriations for the relief and protection of American seamen in foreign countries.

Mr. Wright, from the Committee of Claims, to whom was referred the petition of John Burke, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Mr. Wright, from the Committee of Claims, to whom was referred the memorial of the administrator of Henry Waller, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition ought not to be granted.

Ordered, That the report be printed.

Mr. Wright, from the Committee on Commerce, to whom was referred the memorial of pilots of the port of New York, reported a bill (S. 160) to repeal the act entitled "An act concerning pilots," approved the 2d day of March, 1837; which was read, and passed to the second reading.

Mr. Phelps, from the Committee of Claims, to whom were recommitted the documents relating to the claim of Samuel Milroy, submitted a report, together with the resolution,

"That the committee be discharged from the further consideration of the subject."

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of Prudence Barton, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition be denied.

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of Nancy Mounts, submitted a report, accompanied by a resolution,

"That the prayer of the petition ought not to be granted."

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of Leonard Bleecker, submitted a report, accompanied by a resolution,

"That the prayer of the petition be denied."

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of Esther Lefferts, submitted a report, accompanied by a resolution,

"That the prayer of the petition be denied."

Ordered, That the report be printed.

Mr. Huntington, from the Committee on Commerce, to whom was referred the petition of N. & L. Dana & Company, submitted a report, accompanied by a resolution,

"That the prayer of the petitioners ought not to be granted."

Ordered, That the report be printed.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the amendment of the House of Representatives to the bill (S. 1) to establish an additional land district in the State of Alabama, reported it with an amendment.

The Senate proceeded to consider the amendment of the House of Representatives to the bill last mentioned, together with the amendment reported thereto; and the reported amendment having been agreed to:

Resolved, That the Senate concur in the amendment of the House of Representatives to the bill last mentioned, with an amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

The Senate resumed the consideration of the resolution submitted by Mr. Pierce on the 25th of January, in relation to the late investigation into the affairs of the New York custom-house.

On motion by Mr. Mangum,

That it lie on the table;

It was determined in the affirmative, { Yeas, ... 19, / Nays, ... 17.

On motion by Mr. Pierce,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bates, Berrien, Clay, Clayton, Evans, Graham, Henderson, Huntington, Mangum, Merrick, Miller, Morehead, Porter, Prentiss, Simmons, Smith, of Indiana, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Archer, Barrow, Benton, Buchanan, Calhoun, Fulton, King, Linn, McRoberts, Pierce, Sevier, Smith, of Connecticut, Walker, Woodbury, Wright, Young.

So

The resolution was ordered to lie on the table.

On motion by Mr. Sevier,

The Senate adjourned.

TUESDAY, February 15, 1842.

The President pro tempore laid before the Senate a report of the Secretary of War, communicating, in compliance with a resolution of the Senate, a report on the survey of the northwestern lakes.

On motion by Mr. Woodbridge, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Tallmadge presented the petition of Charles S. J. Goodrich and others, citizens of Troy, New York, praying a reduction of the pay and mileage of members of Congress; and that the first session of each Congress may be required, by law, to terminate on or about the first of May; which was referred to the Committee on Finance.

Mr. Sturgeon presented a petition of citizens of Bradford county, Penn-

sylvania, praying the establishment of a mail-route; which was referred to the Committee on the Post Office and Post Roads.

Mr. Evans presented the petition of William K. Weston, praying that a bond, deposited by him in the War Department, for the faithful performance of a contract with the Government, for the erection of a light-house, may be cancelled; which was referred to the Committee on Commerce.

Mr. Calhoun presented a petition from citizens of Charleston, South Carolina, praying the re-establishment of the mail-route from Aikin to Greenville; which was referred to the Committee on the Post Office and Post Roads.

Mr. McRoberts presented the petition of Seth M. Leavenworth, praying compensation for damages sustained by him, in consequence of his contract with the Government, for carrying the mail, having been annulled by the Postmaster General; which was referred to the Committee on the Post Office and Post Roads.

Mr. Miller presented a memorial from citizens of Warren county, New Jersey, remonstrating against the amendment, postponement, or repeal, of the bankrupt law; which was referred to the Committee on the Judiciary.

On motion by Mr. Woodbury,

Ordered, That the petition of David Stone, on the files of the Senate, be referred to the Committee of Claims.

On motion by Mr. Sevier,

Ordered, That the documents, on the files of the Senate, relating to the claim of George Duval, be referred to the Committee on Indian Affairs.

On motion by Mr. Benton,

Ordered, That Henry Gratiot have leave to withdraw his petition and papers on the files of the Senate.

On motion by Mr. King,

Ordered, That Joshua Kennedy be authorized to obtain copies of his petition and papers on the files of the Senate.

Mr. Benton submitted the following resolution, which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on the Library be instructed to inquire into what disposition ought to be made of the remaining copies of the census of 1840, which have been placed in the library of Congress, subject to the order of Congress.

Mr. Clay submitted the following resolutions for consideration:

1. *Resolved*, That it is the duty of the General Government for conducting its administration, to provide an adequate revenue within the year to meet the current expenses of the year; and that any expedient, either by loan or by treasury-notes, to supply, in time of peace, a deficiency of revenue, especially during successive years, is unwise, and must lead to pernicious consequences.

2. *Resolved*, That such an adequate revenue cannot be obtained by duties on foreign imports, without adopting a higher rate than twenty per cent., as provided for in the compromise act, which, at the time of its passage, was supposed and assumed as a rate that would supply a sufficient revenue for an economical administration of the Government.

3. *Resolved, therefore*, That the rate of duties on foreign imports ought to be augmented beyond the rate of twenty per cent., so as to produce a net revenue of twenty-six millions of dollars, twenty-two for the ordinary expenses of Government, two for the payment of the existing debt, and two millions as a reserved fund for contingencies.

4. *Resolved*, That in the adjustment of a tariff to raise an amount of twenty-six millions of revenue, the principles of the compromise act, generally, should be adhered to; and that especially a maximum rate of ad valorem duties should be established, from which there ought to be as little departure as possible.

5. *Resolved*, That the provision in the act of the extra session for the distribution of the proceeds of the public lands, requiring the operation of that act to be suspended in the contingency of a higher rate of duty than twenty per cent., ought to be repealed.

6. *Resolved*, That it is the duty of Government at all times, but more especially in a season such as now exists, of general embarrassment and pecuniary distress, to abolish all useless institutions and offices, to curtail all unnecessary expenses, and to practise rigid economy.

7. *Resolved*, That the contingent expenses of the two Houses of Congress ought to be greatly reduced; and the mileage of members of Congress ought to be regulated and more clearly defined.

8. *Resolved*, That the expenses of the Judicial Department of Government have of late years been greatly increased, and ought to be diminished.

9. *Resolved*, That the diplomatic relations of the United States with foreign powers have been unnecessarily extended, during the last twelve years, and ought to be reduced.

10. *Resolved*, That the franking privilege ought to be further restricted, the abusive uses of it restrained and punished, the postage on letters reduced, the mode of estimating distances more clearly defined and prescribed, and a *small* addition to postage made on books, pamphlets, and packages, transmitted by the mail, to be graduated and increased according to their respective weights.

11. *Resolved*, That the Secretaries of State, of the Treasury, of the War, and of the Navy Departments, and the Postmaster General, be severally directed, as soon as practicable, to report what offices can be abolished, and what retrenchments of public expenditure can be made, without public detriment, in the respective branches of the public service under their charge.

On motion by Mr. Clay,

Ordered, That the consideration thereof be postponed to, and made the order of the day for, Thursday, the 24th instant; and that it be printed.

Mr. Graham, from the Committee on Pensions, to whom were referred the documents relating to the claim of the widow of Ephraim Briggs to a pension, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

The Senate proceeded to consider the resolution submitted by Mr. King, the 18th of January, in relation to the claim of George Whitman, a contractor for carrying the mail; and agreed thereto.

The Senate proceeded to consider the resolution "fixing a day for the adjournment of Congress."

On motion by Mr. Clay,

That it lie on the table,

It was determined in the affirmative, { Yeas, ... 21, / Nays, ... 16.

On motion by Mr. King,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bates, Berrien, Choate, Clay, Clayton, Evans, Graham, Huntington, Mangum, Miller, Morehead, Phelps, Porter, Prentiss, Rives, Simmons, Smith, of Indiana, Southard, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Barrow, Benton, Buchanan, Calhoun, Fulton, Henderson, King, Linn, Pierce, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Woodbury, Young.

So it was

Ordered, That the resolution lie on the table.

The Senate proceeded to consider the resolution submitted by Mr. Merrick, the 3d instant, proposing an additional joint rule, in relation to amendments to general appropriation bills; and,

On motion by Mr. Clay,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 98) to postpone the operation of the bankrupt law; and no amendment being made, it was reported to the Senate.

On the question, "Shall this bill be engrossed and read a third time?"

It was determined in the negative, { Yeas, ... 18, Nays, ... 23.

On motion by Mr. Benton,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Benton, Buchanan, Calhoun, Fulton, Graham, King, Linn, McRoberts, Pierce, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Barrow, Bates, Berrien, Choate, Clay, Clayton, Evans, Henderson, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Smith, of Indiana, Southard, Tallmadge, White, Woodbridge.

So the bill was rejected.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 112) to suspend, for a limited time, the operation of a part of an act entitled, "An act to revive and extend the charters of certain banks in the District of Columbia;" in which they request the concurrence of the Senate.

The House of Representatives concur in the amendment of the Senate, to the amendments of the House of Representatives, to the bill (S. 1) to establish an additional land district in the State of Alabama.

The President of the United States approved and signed, the 12th instant, the bill entitled, "An act making an appropriation for the relief and protection of American seamen in foreign countries; also, the bill entitled, "An act making appropriations for pensions in the year one thousand eight hundred and forty-two."

The Senate resumed the consideration of the resolution (S. R. 3) proposing an amendment to the Constitution, restricting the veto; and,

After debate, and the consideration of Executive business, by unanimous consent,

The Senate adjourned.

WEDNESDAY, FEBRUARY 16, 1842.

The President pro tempore laid before the Senate a communication from the Secretary of State, in relation to the distribution of the documents connected with the sixth census; which was read.

Ordered, That it be referred to the Committee on the Judiciary.

Mr. Linn presented the memorial of the mayor and city council of the city of St. Louis, Missouri, praying additional appropriations for the completion of the works now in progress for the improvement of the harbor of St. Louis; which, with the reports relating to the subject on the files of the Senate, was referred to the Committee on Commerce.

Mr. Sturgeon presented a memorial of citizens of Huntington county, Pennsylvania, praying that no lower rate of duties may be imposed on imported manufactures of iron than was collected in 1839; which was referred to the Committee on Manufactures.

Mr. Buchanan presented a memorial of citizens of Warren county, Pennsylvania, praying that the late treaty with the Seneca Indians may not be carried into effect; which was referred to the Committee on Indian Affairs.

Mr. Buchanan presented a memorial of numerous citizens of Pittsburg and Allegany county, Pennsylvania, engaged in various branches of industry, praying that in the revision of the tariff encouragement and protection may be extended to domestic manufactures and industry; also, a memorial signed by numerous manufacturers of window and flint glass and other persons, praying a restoration of the duties as they existed on those articles prior to the 31st of December, 1841; which were severally referred to the Committee on Manufactures.

Mr. Evans presented the petition of Bickford C. Mathews, praying that a bounty land warrant may be issued to him in lieu of the original warrant alleged to have been lost or mislaid; which was referred to the Committee on Public Lands.

Mr. Buchanan presented a petition of citizens of Philadelphia city and county, praying that no new State may be admitted into the Union whose constitution tolerates slavery, and that Texas may not be admitted into the Union.

The motion to receive the petition being objected to,

On motion by Mr. Sevier,

Ordered, That the motion lie on the table.

Mr. Linn presented the memorial of Nathan Ranney, late collector and surveyor for the port of St. Louis, Missouri, praying that in the settlement of his accounts certain items hitherto disallowed may be admitted to a credit; which, with the papers relating to his claim on the files of the Senate, was referred to the Committee on Commerce.

Mr. Simmons presented the memorial of Uriah Jones, a revolutionary soldier, praying a pension; which was referred to the Committee on Revolutionary Claims.

Mr. Sevier submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on the Post Office and Post Roads be instructed to inquire into the expediency of extending the franking privilege to the ex Vice-Presidents of the United States.

Mr. Walker submitted the following resolution for consideration; which was read:

Resolved, That the President of the United States be requested to communicate to the Senate, if no consideration connected with the public interest shall, in his opinion, render such communication inexpedient, whether any, and if any, what proceedings have been adopted by the Executive in reference to the question involved in the case of the brig Creole, since the communication made by the President on the 19th ultimo, in answer to the resolution of this body of the 11th of January last.

Mr. Benton submitted the following resolution for consideration; which was read, and ordered to be printed:

Resolved, That the Committee on the Judiciary be instructed to bring in a bill to amend the bankrupt act, as follows:

1. To confine the operation of the act to the trading and mercantile parts of the community.

2. To confine voluntary bankruptcy to a declaration of insolvency, leaving it to the creditors to proceed upon that declaration, or not, just as they please; and in the event of proceeding upon it, then all the subsequent proceedings to be precisely as in cases of compulsory bankruptcy.

3. Banks, and all money-dealing and trading corporations, to be subject to the act, and a day fixed for it to take effect upon them.

4. The assignees of the bankrupt's estate to be chosen by the mass (say two-thirds in number and value) of the creditors, to be removable by them, and their orders in relation to the management and disposition of the estate to be followed in all cases by the assignees.

5. Each creditor to have the right of attending the examination of the bankrupt, and of putting all interrogatories which may tend to elucidate the nature and character of his bankruptcy, and the management and disposition of his property, and the present condition of his estate.

6. Persons suspected on probable reason to have goods, property, or effects, of the bankrupt in possession, or to be indebted to him, to be examined before the commissioners.

7. The distinction between innocent and culpable bankruptcy, to be recognised and established; the former to be limited to cases arising from casual losses in trade; the latter to include all cases in which the bankrupt has lost above the sum of dollars in wagering, betting, stockjobbing, or purchase of lottery tickets within years; or in which he has lived extravagantly and notoriously beyond his means, or engaged in operations of pure hazard, or been guilty of fraudulent practices: the innocent bankrupt alone to have the benefits conferred by the act: the culpable to be excluded from all advantages under it.

8. The certificate of final discharge from all his debts only to be granted on a judicial attestation from the commissioners in favor of the fairness and integrity of the bankrupt, signed by two thirds in number and value of the creditors who have proved their debts, and allowed and approved by the judge, according to the terms and principles of section 36 in the act of April 4, 1800, entitled, "An act to establish a uniform system of bankruptcy throughout the United States."

9. To prevent the act from interfering with the insolvent laws of the States.

10. To prevent the act from impairing any lien upon the lands or chattels of any bankrupt in favor of any creditor.

11. A fair and full record of all proceedings in bankruptcy to be made and kept in the proper court.

12. The existing act to be repealed wherever inconsistent with these amendments.

On motion by Mr. Merrick,

Ordered, That the resolution submitted on the 3d instant, providing for an additional joint rule, be printed.

The Senate proceeded to consider the resolution submitted by Mr. Benton the 4th instant, in relation to the nature of the payments made by the Government to its creditors; and agreed thereto.

The Senate proceeded to consider the resolution, submitted by Mr. Barrow the 4th instant, relative to the appropriations and expenditures for the several navy-yards; and agreed thereto.

The Senate proceeded to consider the resolution, submitted by Mr. Woodbury the 4th instant, in relation to the commission of inquiry on the public buildings in the city of Washington; which was amended, on the motion of Mr. Mangum, and agreed to, as follows:

Resolved, That the President of the United States be requested to have prepared, and submit to the Senate, a tabular statement exhibiting the names of each person who has received any compensation in connexion with the commission of inquiry appointed last spring in relation to the public buildings in this city; that the sum paid to each be affixed to his name, and an explanation appended in another column, showing for what kind and length of services the payment was made. And that the law authorizing the payment, and the appropriation out of which it has been made, be specified, concluding with a statement of the aggregate expenses incurred under said commission, and what steps have since been taken by the President in consequence of their reports. And all the testimony taken by said commission, or collected by them, and all communications in writing made to the President respecting the testimony or buildings since March last, together with all the papers submitted to President Van Buren's commission on said buildings, beginning with the proposals for the marble work of the Post Office building, and all papers submitted to them by Messrs. Morrow & Provost, the commissioner of the public buildings, and the architect, relating to said contract, &c., and the papers addressed to the Postmaster General, dated 20th of June, 1839, relating to the buildings, laid before said commission, and acted on by them and filed, with the replies and correspondence in relation thereto.

Mr. Mangum submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the President of the United States be requested to cause to be prepared and submitted to the Senate a statement showing the quantity of each kind of materials used in the new building of the Post Office Department; showing the quantity of each kind of materials used, and the price when delivered; the amount paid for marble work; for granite work; for freestone work; for plastering; painting; glazing; iron work and coppering; and all other items of the building done by contract; for superintendents; the names and amount paid to each; the amount of the pay-rolls of the bricklayers, carpenters, and laborers, monthly; showing the true state of the accounts of the building to the 1st instant; and how much is now due for labor and materials, and to whom it is due. And, also, whether any change has been made in the plan of the building, since approved by the Executive, or any alterations made in any of the contracts for the work or any part of it, and, if so, by whose order or authority such change or alteration was made, and show the additional expense incurred by such change, and the order by which it was made. And, also, how many superintendents are now employed at said building, their compensation, and the duty they have to per-

form, and the number of men employed, and how they are engaged. And that similar statements be furnished in relation to the Treasury building and Patent Office.

The Senate proceeded to consider the resolution, submitted by Mr. Walker the 8th instant, in relation to the execution of the convention with Mexico providing indemnification to certain American claimants; and having been amended,

On motion by Mr. Walker,

Ordered, That the further consideration thereof be postponed to, and made the order of the day for Monday, the 28th instant.

The Senate proceeded to consider the resolution submitted by Mr. Linn, the 8th instant, in relation to outrages committed by the Mexican authorities or people upon the person and property of the American consul and other American citizens residing at Santa Fe; and agreed thereto.

The bill (H. R. 112) from the House of Representatives to suspend for a limited time the operation of a part of an act entitled, ' An act to revive and extend the charters of certain banks in the District of Columbia," was read the first and second times, by unanimous consent, and referred to the Committee on the District of Columbia.

Agreeably to notice, Mr. McRoberts asked and obtained leave to bring in a bill (S. 161) for the relief of Isaac Bryson; which was read the first and second times, by unanimous consent, and referred to the Committee on Public Lands.

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

S. 17. A bill to provide for the payment of the claim of the State of Georgia for money advanced by that State on account of expenses incurred by calling out militia in cases of emergency to aid in the repression of Indian hostilities in Florida and Alabama, and to protect the citizens of Georgia from sudden incursions and ravages of the Creek and Seminole Indians;

S. 70. A bill for the relief of sundry citizens of Arkansas who lost their improvements in consequence of a treaty between the United States and the Choctaw Indians;

S. 35. A bill to settle the title to certain tracts of land in the State of Arkansas;

S. 95. A bill to confirm the survey and location of claims for lands in the State of Mississippi east of Pearl river, and south thirty-first degree of north latitude;

S. 38. A bill for the relief of Ephraim D. Dickson;

S. 93. A bill for the relief of Jesse Carpenter;

And no amendment being made, they were severally reported to the Senate.

Ordered, That they be engrossed, and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 34) in relation to donations of land to certain persons in the State of Arkansas; and having been amended, it was reported to the Senate, and the amendments were concurred in.

Ordered, That this bill be engrossed, and read a third time.

The bill (S. 110) for the relief of Clark Woodrooff was read a second time, and considered as in Committee of the Whole; and,

On motion by Mr. Wright,

To amend the bill by striking out the following words: "*with the interest thereon at the rate of six per centum per annum from the day of the date of the original entries respectively until the day of the approval of this act;*"

It was determined in the affirmative, { Yeas, ... 21, / Nays, ... 10.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Benton, Berrien, Buchanan, Calhoun, Choate, Clay, Clayton, Evans, Graham, Henderson, King, McRoberts, Mangum, Merrick, Miller, Simmons, Tappan, White, Woodbury, Wright.

Those who voted in the negative, are,

Messrs. Barrow, Fulton, Huntington, Linn, Porter, Sevier, Smith, of Indiana, Walker, Woodbridge.

So the amendment was agreed to.

The bill having been further amended, was reported to the Senate, and the amendments were concurred in.

Ordered, That the bill be engrossed, and read a third time.

On motion,

The Senate adjourned.

THURSDAY, FEBRUARY 17, 1842.

The President pro tempore laid before the Senate a report of the Secretary of the Treasury, made agreeably to law, communicating a report of the director of the Mint, showing the fineness and value of foreign coins; which was read, and referred to the Committee on Finance.

Mr. Woodbridge presented a memorial of citizens of Mount Clemens, Michigan, remonstrating against the postponement or repeal of the bankrupt law.

Mr. Preston presented a memorial signed by White Barnes, and numerous other persons, praying certain amendments to the bankrupt law.

Mr. Linn presented a memorial signed by Thomas M. Partridge, and numerous other persons, praying certain amendments to the bankrupt law.

Ordered, That the said memorials be severally referred to the Committee on the Judiciary.

Mr. Sturgeon presented a memorial from numerous merchants, manufacturers, and others, citizens of Pittsburg, praying the adoption of the plan recommended by the President of the United States, for the establishment of a Board of Exchequer or Fiscal Agent of the Government; which was referred to the Select Committee appointed on that subject.

Mr. McRoberts presented a petition from citizens of Stonington, Illinois, praying the establishment of a post-office and mail-route; which was referred to the Committee on the Post Office and Post Roads.

Mr. Pierce submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Pensions be instructed to inquire into the expediency of granting a pension to John Stewart.

Mr. Pierce submitted documents in relation to the claim of John Stewart; which were referred to the Committee on Pensions.

Mr. Henderson submitted the following resolution for consideration:

Resolved, That the President of the United States be requested to cause to be furnished to the Senate, from all the several Executive departments, the number and names of the various agents and commissioners (or by whatever other designation of trust they may be called or known) who are not officers, agents, or commissioners, by express provision of law; setting forth the date of their several appointments; the service to which appointed; t

particular department to which such service appertains; by whom they have severally been appointed; by what authority their several appointments are assumed to be made; the salary, or pay and expenses allowed to each; from what funds paid, and by what authority payment thereof is directed to be made.

Mr. Morehead submitted the following resolution for consideration:

Resolved, That a Committee on Retrenchment, consisting of five members, be added to the standing committees of the Senate, whose duty it shall be to take into consideration the expenditures of the Government in the several departments thereof, and to inquire whether any, and, if any, what retrenchment can be made, without injury to the public service; and to report thereupon, together with such propositions relative thereto as to them shall seem expedient.

Mr. Henderson submitted the following resolution for consideration:

Resolved, That the Secretary of the Navy be directed to furnish to the Senate, in tabular form, under such heads and divisions as to exhibit the information in separate and distinct numbers and results:

A list of all the appointments made in the navy since the 4th of March last.

The several offices or places to which appointed, and dates of appointment.

The number of applicants on file in the department from each State, for the several places to which these appointments have been made.

The State, Territory, or District, where the individuals so appointed were born, were then citizens of, and from which appointed; and when appointed, at large.

What, according to the last census of the federal apportionment population, would have been the proportion each State, Territory, and District, would have received if such appointments had been made on that ratio; and what the disproportion to the several States, Territories, and Districts, on the same ratio, which has resulted from the appointments as actually made.

What is the ratio observed by the department in making appointments at large; and what the class of applicants to which that rule is limited.

On motion by Mr. Preston,

Ordered, That the report of the Secretary of War, of the 10th instant, respecting meteorological observations at the military posts, be referred to the Committee on Military Affairs.

On motion by Mr. Preston, that the said report be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Graham, from the Committee of Claims, to whom was referred the memorial of the heirs of Robert Fulton, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioners ought not to be granted.

Ordered, That the report be printed.

Mr. Morehead, from the Committee on Manufactures, to whom was referred the petition of Charles M. Strader, reported a bill (S. 162) to authorize Charles M. Strader to import, free of duties, two iron steamboats, suited to the navigation of western waters; which was read, and passed to the second reading.

Mr. Preston, from the Committee on Foreign Relations, to whom was referred the bill (S. 159) for the relief of Alexander Hammett, reported it without amendment.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims, on the petition of Patience Babcock; and, in concurrence therewith,

Resolved, That the prayer of the petitioner be rejected.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of the heirs of Joseph Blackwell; and, in concurrence therewith,

Resolved, That the prayer of the petitioners be rejected.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of the heirs of John de Treville; and,

On motion by Mr. Calhoun,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of the legal representatives of William Rumney; and, in concurrence therewith,

Resolved, That the prayer of the petitioners be rejected.

The following resolution was submitted by Mr. Simmons for consideration:

Resolved, That the Committee on the Judiciary be instructed to report a bill to provide for postponing the operation of the bankrupt law for one year.

Whereupon,

A question of order being raised whether the resolution could be entertained, inasmuch as a bill "to postpone the operation of the bankrupt law," had been rejected by the Senate during the present session:

The President pro tempore [Mr. Graham in the chair] asked the sense of the Senate, in pursuance of the 6th rule; and

It was determined that the resolution was not in order.

Agreeably to notice, Mr. Linn asked and obtained leave to bring in a bill (S. 163) for the establishment of certain post-routes in the Territory of Iowa; which was read the first and second times, by unanimous consent, and referred to the Committee on the Post Office and Post Roads.

Agreeably to notice, Mr. Linn asked and obtained leave to bring in the following bills:

S. 164. A bill in addition to an act to authorize the construction of a road from Du Buque, in the Territory of Iowa, to the northern boundary of the State of Missouri, and for other purposes," approved March 3, 1839;

S. 165. A bill for a grant of land to the Territory of Iowa for a Macadamized road from the city of Burlington, by Mount Pleasant and Fairfield, to the Rackoon fork of the Des Moines river;

S. 166. A bill for the construction of certain roads in the Territory of Iowa.

The said bills were severally read the first and second times, by unanimous consent, and referred to the Committee on Roads and Canals.

Agreeably to notice, Mr. Linn asked and obtained leave to bring in the following bills:

S. 167. A bill to aid the Territory of Iowa to complete a penitentiary therein partly erected;

S. 168. A bill to authorize the Legislative Council of Iowa to increase the jurisdiction of justices of the peace in said Territory.

The said bills were read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

Agreeably to notice, Mr. Linn asked and obtained leave to bring in the following bills:

S. 169. A bill for the relief of James Anderson, of the Territory of Iowa;

S. 170. A bill to grant one township of land for an asylum for the deaf and dumb in the Territory of Iowa;

S. 171. A bill granting to the county of Johnson, in the Territory of Iowa, the right of pre-emption to a tract of land for a seat of justice for said county, and repealing the secoud section of an act approved the 3d day of March, 1839, entitled, "An act making a donation of land to the Territory of Iowa, for the purpose of erecting public buildings thereon;"

S. 172 A bill extending the right of pre-emption to certain settlers in the Territory of Iowa;

S. 173. A bill to authorize the county commissioners of Linn county, in the Territory of Iowa, to enter, by legal subdivisions, a quarter section of land upon which the county-seat has been located.

The said bills were severally read the first and second times, by unanimous consent, and referred to the Committee on Public Lands.

The following bills having been reported by the committee correctly engrossed, were severally read a third time:

S. 17. A bill to provide for the payment of the claim of the State of Georgia, for money advanced by that State on account of expenses incurred by calling out militia, in cases of emergency, to aid in the repression of Indian hostilities in Florida and Alabama, and to protect the citizens of Georgia from sudden incursions and ravages of the Creek and Seminole Indians;

S. 34. A bill in relation to donations of land to certain persons in the State of Arkansas;

S. 35. A bill to settle the title to certain tracts of land in the State of Arkansas;

S. 38. A bill for the relief of Ephraim D. Dickson;

S. 70. A bill for the relief of sundry citizens of Arkansas, who lost their improvements in consequence of a treaty between the United States and the Choctaw Indians;

S. 95. A bill to confirm the survey and location of claims for lands in the State of Mississippi, east of the Pearl river, and south of 31st degree of north longitude; and,

S. 110. A bill for the relief of Clark Woodrooff.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The bill (S. 93) for the relief of Jesse Carpenter having been reported by the committee, correctly engrossed, was read a third time.

On motion by Mr. McRoberts,

It was amended, by unanimous consent, by striking out the words, "together with interest thereon at the rate of six per centum per annum, from the day of payment by said Threadgill."

Resolved, That the said bill pass.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider the following bills, as in Committee of the Whole:

S. 97. A bill for the relief of Captain J. Throckmorton;

S. 4. A bill to provide for the settlement of the claims of the State of Maine for the services of her militia;

S. 54. A bill for the relief of certain settlers on the public lands who were deprived of the benefit of the act granting pre-emption rights; which was approved the 19th of June, 1834;

S. 74. A bill to perfect the titles to lands south of the Arkansas river, held under New Madrid locations and pre-emption rights, under the act of one thousand eight hundred and fourteen;

S. 2. A bill for the relief of Caroline E. Clitherall, widow of Doctor George C. Clitherall, late a surgeon in the army of the United States.

And no amendment being made, they were severally reported to the Senate:

Ordered, That they be engrossed, and read a third time.

The bill (S. 117) for the relief of James Kiser and Barnett Foley, of Missouri, was read the second time, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 113) further to amend the act entitled, "An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights," approved September 4, 1841; and having been amended, and the title being also amended, it was reported to the Senate, and the amendments were concurred in.

Ordered, That it be engrossed, and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 61) for the relief of Ephraim Sprague; and having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That it be engrossed and read a third time.

The bill (S. 111) authorizing the Secretary of the Treasury to audit and settle the accounts between the United States and David Gelston, formerly collector of the port of New York, was read the second time, and considered as in Committee of the Whole; and,

On motion by Mr. Phelps,

Ordered, That the further consideration thereof be postponed until to-morrow.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 108) for the relief of Hezekiah Cunningham; and,

On motion by Mr. Phelps,

Ordered, That the further consideration thereof be postponed until to-morrow.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 46) to continue in force the "act for the final adjustment of private land claims in Missouri, approved 9th July, 1832, and the act supplemental thereto, approved March 2, 1833;" and,

On motion by Mr. Linn,

Ordered, That it lie on the table.

The Senate proceeded to consider as in Committee of the Whole, the bill (S. 100) to amend the act entitled, "An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights;" and, an amendment being proposed by Mr. McRoberts;

On motion by Mr. Phelps,

Ordered, That the further consideration thereof be postponed until to-morrow.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 26) for the relief of Thankful Reynolds; and,

On motion by Mr. Pierce,
Ordered, That it lie on the table.
On motion by Mr. Mangum,
The Senate adjourned.

FRIDAY, FEBRUARY 18, 1842.

Mr. Simmons presented the credentials of the honorable William Sprague elected a Senator by the Legislature of the State of Rhode Island and Providence Plantations, for the unexpired term of the honorable Nathan F. Dixon, deceased, which were read; and the oath prescribed by law having been administered to the honorable William Sprague, he took his seat in the Senate.

Mr. Allen presented a petition from citizens of Steubenville, Ohio, praying an appropriation for improving the navigation of the Ohio river; which was referred to the Committee on Commerce.

Mr. Allen presented a memorial from citizens of Maumee city, Ohio, remonstrating against the repeal of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Pierce presented the memorial of Lydia Steele, only surviving child of John Sullivan, deceased, late a major general in the army of the Revolution, praying remuneration for the military services and sacrifices of her late father; which was referred to the Committee on Pensions.

Mr. Evans presented the petition of the administrator of Thomas Cutts, deceased, praying that the estate of the deceased may be saved from loss by the purchase of certain property sold in the name of the United States for which they could give no legal title; which was referred to the Committee of Claims.

Mr. Woodbury presented a memorial from J. W. Breese and numerous other persons, praying certain amendments to the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Clay presented a memorial from citizens of Bedford county, Pennsylvania, engaged in various branches of industry, praying that, in the revision of the tariff, protection and encouragement may be extended to the manufactures and industry of the country; which was referred to the Committee on Manufactures.

Mr. Clay presented the memorial of W. E. Robinson, praying that the rights secured to native citizens may be extended to naturalized immigrants from foreign countries; which was referred to the Committee on Foreign Relations.

Mr. Buchanan presented a memorial from citizens of Huntingdon county, Pennsylvania, praying that the duties on manufactures of iron may not be lower than those collected in 1839; which was referred to the Committee on Manufactures.

The following message was received from the President of the United States, by Mr. Robert Tyler, his Secretary:

To the Senate and House of Representatives of the United States:

I have the honor to invite the attention of Congress to the accompanying letter addressed to me by the Secretary of State. You will doubtless perceive the importance of furnishing a uniform rule for the guidance of the public officers in the matter referred to in the Secretary's letter.

JOHN TYLER.

WASHINGTON, *February* 18, 1842.

The message was read.

Ordered, That it be referred to the Committee on Finance.

Agreeably to notice, Mr. Mangum asked and obtained leave to bring in a bill (S. 175) authorizing the construction of a war steamer for harbor defence; which was read the first and second times, by unanimous consent, and referred to the Committee on Naval Affairs.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred a letter from the Secretary of State, in relation to the distribution of the printed statistics of the sixth census, reported a joint resolution (S. 5) further to provide for the distribution of the printed returns of the sixth census, and other documents connected with the same, the printing of which has been heretofore directed by law; which was read, and passed to a second reading.

Mr. Pierce, from the Committee on Military Affairs, to whom was referred the bill (S. 33) for the relief of certain companies of Michigan militia, reported it without amendment.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the heirs of Dr. Samuel Y. Keene, submitted a report, accompanied by a resolution,

"That the prayer of the petition be rejected."

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the executor of Thomas Griffin, submitted a report, accompanied by a resolution,

"That the prayer of the petition be rejected."

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the memorial of the administrator of William Sanford, submitted a report, accompanied by a resolution,

"That the prayer of the petition be rejected."

Ordered, That the report be printed.

Mr. Evans, from the Committee on Finance, to whom was referred the memorial of Zachariah Jellison, submitted a report, accompanied by a bill (S. 174) for his relief.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Evans, from the Committee on Finance, to whom was referred the petition of Joseph Rosati, bishop of St. Louis, submitted a report, accompanied by a resolution,

"That the prayer of the petitioner ought not to be granted."

Ordered, That the report be printed.

Mr. Porter reported, from the committee, that they had examined and found duly enrolled, the bill (S. 1) to provide for the early disposition of the lands lying in the State of Alabama, acquired from the Cherokee Indians by the treaty of 29th of December, 1835.

Mr. Preston, from the Committee on the Library, reported the following resolution:

Resolved, That the Joint Committee on the Library be authorized to cause the law library to be removed from its present depository to the room now occupied by the stationery of the Senate.

The Senate proceeded, by unanimous consent, to consider the resolution and agreed thereto.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The following bills having been reported by the committee correctly engrossed, were severally read a third time.

S. 2. A bill for the relief of Caroline E. Clitherall, widow of Doctor George C. Clitherall, late a surgeon in the army of the United States;

S. 4. A bill to provide for the settlement of the claims of the State of Maine, for the services of her militia;

S. 54. A bill for the relief of certain settlers on the public lands, who were deprived of the benefits of the act granting pre-emption rights, which was approved the 19th of June, 1834;

S. 61. A bill for the relief of Ephraim Sprague;

S. 74. A bill to perfect the titles to lands south of the Arkansas river, held under New Madrid locations, and pre-emption rights, under the act of one thousand eight hundred and fourteen;

S. 97. A bill for the relief of Captain J. Throckmorton;

S. 113. A bill to authorize the Governors of the States of Illinois, Arkansas, and Missouri, to cause to be selected lands therein mentioned;

S. 117. A bill for the relief of James Kiser and Barnet Foley, of Missouri.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider the resolution reported by the Committee of Claims, on the petition of the representatives of Joseph Morris; and, in concurrence therewith,

Resolved, That the prayer of the petitioners be rejected.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims, on the petition of the heirs-at-law of Dr. William Ramsay; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The Senate proceeded to consider the resolution reported by the Committee on Pensions, on the claim of Joseph Blodgett; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee of Claims, on the petition of E. Gonon; and,

On motion by Mr. Graham,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution reported by the Committee on Pensions, on the claim of Nathaniel Stafford; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee of Claims, on the petition of John Burke; and,

On motion by Mr. Merrick,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution reported by the Committee of Claims, on the petition of Henry Waller; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

On motion by Mr. Clay, and by unanimous consent,

Ordered, That the vote on agreeing to the resolution reported by the Com-

mittee on Revolutionary Claims, on the petition of Robert H. Saunders, be reconsidered; and that the report lie on the table.

The Senate proceeded to consider the resolution submitted by Mr. Walker, the 16th instant, in relation to the proceedings adopted by the Executive on the question involved in the case of the brig creole; and agreed thereto.

The Senate proceeded to consider the resolution submitted, the 17th instant, by Mr. Henderson, in relation to the number and names of the various agents and commissioners, who are not officers, agents, or commissioners, by express provision of law; and agreed thereto.

The Senate proceeded to consider the resolution submitted by Mr. Henderson, the 17th instant, in relation to appointments in the navy since the 4th of March, 1841; and having been amended, on the motion of Mr. Woodbury, it was agreed to as follows:

Resolved, That the Secretary of the Navy be directed to furnish to the Senate, in tabular form, under such heads and divisions as to exhibit them in separate and distinct numbers and results, a list of all the appointments made in the navy since the 4th of March last; the several offices or places to which appointed, and dates of appointment. The number of applicants on file in the Department, from each State, for the several places to which these appointments have been made. The State, Territory, or District, where the individuals so appointed were born; were then citizens of; and from which appointed; and when appointed at large. What, according to the last census of the federal apportionment population, would have been the proportion each State, Territory, and District, would have received, if such appointments had been made on that ratio; and what the disproportion to the several States, Territories, and Districts, on the same ratio, which has resulted from the appointments as actually made. What is the rule observed by the Department in making appointments at large; and what the class of applicants to which that rule is limited. And that he also furnish the Senate with a tabular statement, like the exhibit C annexed to his report of the 9th instant, adding thereto the number of officers and men attached to the naval service at the commencement of A. D. 1842.

The Senate proceeded to consider the resolution submitted by Mr. Morehead, the 17th instant, for the appointment of a standing committee on retrenchment; and the resolution was agreed to.

On motion by Mr. Morehead,

Ordered, That the committee be appointed, for the present session, by the President pro tempore.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed bills of the following titles:

H. R. 40. An act for the relief of Lieutenant John L. Kline;

H. R. 41. An act for the relief of Francis G. McCauly;

H. R. 45. An act for the relief of the Springfield Manufacturing Company;

H. R. 46. An act for the relief of John P. Campbell;

H. R. 47. An act to amend the act entitled, "An act for the relief of Chauncy Calhoun," passed March 3, 1839;

H. R. 50. An act for the relief of Joseph Perkins, James Perkins, and John G. Perkins;

H. R. 51. An act for the relief of Conrad House;

H. R. 52. An act for the relief of Sylvester Phelps, and the heirs and legal representatives of Charles Landon, deceased;

H. R. 54. An act for the relief of Obed P. Lacy;

H. R. 55. An act directing warrants to issue for the bounty land due on account of the services of Major General Duportail, Brigadier General Armand, and Major de la Colombe;

H. R. 56. An act for the relief of the legal representatives of Jane Fertinbaugh, late widow of Captain Hawkins Boon;

H. R. 58. An act for the relief of John Flood;

H. R. 59. An act for the relief of Peter Sky, an Onondaga Indian;

H. R. 60. An act for the relief of Thompson Hutchinson;

H. R. 61. An act for the relief of John England;

H. R. 62. An act for the relief of James Deatley;

H. R. 63. An act for the relief of Elizabeth Jones and others;

H. R. 64. An act for the relief of Burnett Birdsall;

H. R. 69. An act to authorize the payment of the seven years half-pay on account of the revolutionary services of Captain William Kelly;

in which they request the concurrence of the Senate.

The said bills from the House of Representatives were severally read the first and second times by unanimous consent.

Ordered, That bills numbered 40, 41, 45, 47, 51, and 52, be severally referred to the Committee of Claims; that bill numbered 50 be referred to the Committee on Commerce; that bills numbered 46, 54, and 55, be referred to the Committee on Public Lands; that bills numbered 58, 59, 60, 61, 62, 63, and 64, be severally referred to the Committee on Pensions; and that bills numbered 56 and 69 be severally referred to the Committee on Revolutionary Claims.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 111) authorizing the Secretary of the Treasury to audit and settle the accounts between the United States and David Gelston, formerly collector of the port of New York; and, no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

On motion by Mr. Mangum,

Ordered, That, when the Senate adjourn, it be to Monday next; and,

On motion by Mr. Evans,

The Senate adjourned.

MONDAY, February 21, 1842.

The President pro tempore laid before the Senate a report of the Secretary of War, communicating, in compliance with a resolution of the Senate, a copy of the proceedings of a court of inquiry held upon Doctor Maxwell, of the United States army; which was read.

On motion by Mr. Sevier, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

The following message was received from the President of the United States, by Mr. Tyler, his secretary:

To the Senate of the United States.

I transmit to the Senate, herewith, a report from the Secretary of State, with an accompanying paper, in answer to their resolution of the 18th instant.

JOHN TYLER.

Washington, *February* 21, 1842.

The message and the accompanying documents were read.

On motion by Mr. Walker,

That it be printed, and that one thousand copies in addition to the usual number be printed for the use of the Senate;

Ordered, That the motion be referred to the Committee on Printing.

Mr. Huntington presented a petition from numerous citizens of Middletown, Connecticut, praying a reduction of the rates of postage on letters; which was referred to the Committee on the Post Office and Post Roads.

Mr. Huntington presented a memorial from citizens of New York, praying that the benefits of drawback may be allowed on the exportation of goods in the original packages, from ports of the United States to the British Provinces in Canada; which was referred to the Committee on Commerce.

Mr. Buchanan presented a memorial from citizens of Lebanon county; a memorial from citizens of Lycoming county; a memorial from citizens of Huntingdon county; two memorials from citizens of Chester county; and a memorial from citizens of Northampton county, in the State of Pennsylvania, praying that no lower rate of duties may be imposed on imported manufactures of iron than the duty collected in 1839: also, a memorial from citizens of Pittsburg and Allegany county, Pennsylvania, praying that, in the revision of the tariff, protection may be given to the industry and manufactures of the country.

Ordered, That they be referred to the Committee on Manufactures.

Mr. Buchanan presented a petition of numerous females of the city and county of Philadelphia, Pennsylvania, praying the abolition of slavery and the slave-trade in the District of Columbia: also, a petition of numerous females of the State of Pennsylvania; and a petition from the Female Anti-Slavery Society of Philadelphia, praying an amendment of the Constitution and laws of the United States, so as that the citizens of one State may not be compelled to countenance slavery in another:

The motion to receive the petitions being objected to,

On motion by Mr. Linn,

Ordered, That the motion lie on the table.

Mr. Young presented a petition of numerous citizens of the State of Illinois, praying a grant of land, to that State, for the purpose of aiding in the completion of the Illinois and Michigan canal; which was referred to the Committee on Public Lands.

Mr. Bates presented a memorial of numerous citizens of the State of New Jersey, praying a tariff of duties which will supply the wants of the Government, and afford protection to American labor and industry; which was referred to the Committee on Manufactures.

Mr. Miller presented the following preamble and resolution, passed by the Legislature of the State of New Jersey:

"STATE OF NEW JERSEY.

"*Joint Resolution.*

"Whereas, agriculture is the great and paramount interest of this country, with which all the other interests of the country are intimately connected; and whereas, Great Britain, France, and other European nations, by enormous duties and other prohibitory restrictions, interdict the reception into their ports of many of our agricultural products, while their silks, wines, brandy, iron, cotton, woollen, and other manufactures, are admitted into this country at such low rates of duty as to induce excessive importations, and cause

the export of large sums of coin, on which the circulating medium of this country is based, which rates do not afford sufficient revenue for the support of the General Government, and to put the country in such a state of defence as the exigencies of the times, and the aspect of our foreign relations, seem to require; and whereas, it is our deliberate opinion that, so long as foreign nations refuse a fair and reciprocal exchange of products, our commercial relations with them must be unequal and injurious to us; and that the proper remedy for this evil, from which our country is now suffering greatly, is the imposition of such duties on imports as will countervail the injurious restrictions on our exports, give sufficient revenue for the support of Government and national defence, and sustain and protect those manufacturing establishments which the former policy of our Government has built up, and which afford to the agriculturists of the grain and provision-producing States the best and chief market for their products: Therefore,

"*Resolved by the Council and General Assembly of this State*, That the Senators and Representatives of this State in Congress be requested to use their utmost exertions to procure such a revision of the tariff laws as shall impose sufficient duties to effect these objects, and especially to afford, by discriminating duties, adequate protection to the various branches of the manufactures of this State and of the United States. And that a copy hereof be transmitted to the Governor of each of the several States of the Union, with a request that he will cause the same to be laid before the Legislatures thereof, and also to each of the Senators and Representatives of this State in Congress."

Ordered, That they be referred to the Committee on Manufactures, and be printed.

Mr. Prentiss presented the memorial of Jeremiah Glines and others, praying a revival of the act granting half-pay and pensions to the widows of revolutionary soldiers; which was referred to the Committee on Pensions.

Mr. Wright presented a preamble and resolutions, adopted by the Chamber of Commerce of the city of New York, in favor of the plan for harbor defence proposed by Robert L. Stevens; which were referred to the Committee on Naval Affairs.

Mr. Sturgeon presented a petition from citizens of the county of Allegany, Pennsylvania, praying the adoption of the plan of a fiscal agent recommended to Congress by the President of the United States; which was referred to the Select Committee appointed on that subject.

Mr. Barrow presented a memorial signed by members of the bar of Louisiana, praying an increase of the salary of the district judge of the United States for the district of Louisiana, and an alteration in the ninth judicial circuit of the United States; which was referred to the Committee on the Judiciary.

Mr. Woodbury presented a memorial of numerous citizens of Portsmouth, New Hampshire, praying a tariff of duties which will supply the wants of the Government, and afford protection to American labor and industry; which was referred to the Committee on Manufactures.

Mr. Benton presented a memorial of citizens of Augusta, Maine, praying an amendment or suspension of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Graham submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on the Judiciary be instructed to inquire into the expediency of establishing a district court of the United States in the Western part of North Carolina, or of rearranging the present districts so as to promote the more convenient administration of justice in said courts. Also, that said committee inquire into the expediency of giving to the circuit court of the United States at Raleigh the jurisdiction of a district court in cases of bankruptcy within a prescribed district.

Mr. Allen submitted the following resolution for consideration:

Resolved, That the President be requested to inform the Senate, if, in his opinion, it may be done without detriment to the public interests, what proceedings, if any, have taken place between this and the British Government, relative to the matter of the Caroline and the arrest and demand of McLeod, since the date of his last communication to the Senate upon those subjects; and to lay before the Senate a copy of the correspondence which may, subsequently to that date, have passed between the two Governments relating to the same matters.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (H. R. 54) for the relief of Obed P. Lacey, reported it without amendment.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 32) for the relief of Obed P. Lacey, reported it without amendment.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (H. R. 55) directing warrants to issue for the bounty land due on account of the services of Major General Duportail, Brigadier General Armand, and Major De la Colombe, reported it without amendment.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 161) for the relief of Isaac Bryson, reported it without amendment.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 173) to authorize the county commissioners of Linn county, in the Territory of Iowa, to enter, by legal subdivisions, a quarter section of land upon which the county-seat of said county has been located, reported it with an amendment; which was read.

Mr. Smith, of Indiana, also submitted a report on the subject; which was ordered to be printed.

Mr. Kerr, from the Committee on the District of Columbia, to whom was referred the bill (H. R. 112) to suspend for a limited time the operation of a part of an act entitled, "An act to revive and extend the charters of certain banks in the District of Columbia," reported it without amendment.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of Jeremiah Basye, submitted a report, accompanied by a resolution,

"That the prayer of the petition cannot be granted."

Ordered, That the report be printed.

On motion by Mr. Phelps,

Ordered, That the Committee on Revolutionary Claims be discharged from the further consideration of the petition of Joseph Bartlett, and from the further consideration of the petition of Uriah Jones; and that the said petitions be referred to the Committee on Pensions.

Mr. Tallmadge, from the Select Committee, to whom was referred, the 13th January, the report of the Secretary of the Treasury communicating a plan of a fiscal agent of the Government, submitted a report, accompanied by

a bill (S. 176) amendatory of the several acts establishing the Treasury Department.

The report was read, and ordered to be printed.

The bill was read the first and second times, by unanimous consent, and considered as in Committee of the Whole.

On motion by Mr. Tallmadge,

Ordered, That the further consideration thereof be postponed to, and made the order of the day for, Monday, the 7th of March.

On motion by Mr. Preston,

Ordered, That three thousand copies of the said report and bill, in addition to the usual number, be printed for the use of the Senate.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives concur in the resolution passed by the Senate to authorize the removal of the law library, to be removed from its present depository to the room now occupied by the stationery of the Senate.

The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of their President.

The President pro tempore signed the enrolled bill (S. 1) last reported to have been examined, and it was delivered to the committee to be presented to the President of the United States.

After the consideration of Executive business,

The Senate adjourned.

TUESDAY, February 22, 1842.

On motion by Mr. Archer,

The Senate adjourned.

WEDNESDAY, February 23, 1842.

The President pro tempore laid before the Senate a report of the Secretary of the Treasury, accompanied by a statement prepared agreeably to law, showing the official emoluments and expenditures of the officers of the customs for the year 1841; which was read.

On motion by Mr. Evans, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

The President pro tempore presented a memorial of numerous citizens of New York, praying a tariff of duties which will supply the wants of the Government, and afford protection to American Manufactures and industry; which was referred to the Committee on Manufactures.

Mr. Smith, of Indiana, presented a memorial of numerous citizens of New Albany, Indiana, and a memorial of numerous citizens of the western States, praying the construction of a canal around the falls of the Ohio river; which, with the petitions on the files of the Senate in relation to the subject, was referred to the Committee on Roads and Canals.

Mr. Wright presented a memorial of numerous merchants and others, citizens of New York, praying a revision and adjustment of the tariff; which was referred to the Committee on Manufactures.

On motion by Mr. Wright, that it be printed,

Ordered, That this motion be referred to the Committee on Printing.

Mr. Tappan presented the petition of Elisha Burnett, praying the bounty land to which he is entitled as a soldier in the last war with Great Britain; which was referred to the Committee on Public Lands.

Mr. Benton presented a memorial of numerous citizens of St. Louis, Missouri, praying appropriations for removing obstructions to the navigation of the Mississippi, Missouri, and other western rivers; which was referred to the Committee on Commerce.

Mr. Evans presented a memorial of citizens of Wisconsin Territory, remonstrating against the amendment, postponement, or repeal, of the bankrupt law; which was referred to the Committee on the Judiciary.

On motion by Mr. Porter,

Ordered, That the memorials on the files of the Senate, from citizens of the State of Michigan, remonstrating against removing the land office at Ionia, be referred to the Committee on Public Lands. And that the memorial on the files of the Senate, from citizens of the same State for a mail-route, be referred to the Committee on the Post Office and Post Roads.

Mr. Allen submitted the following resolution for consideration:

Resolved, That the 40th rule for conducting business in the Senate, and which requires the Senate to close its doors when transacting Executive business, be rescinded, except as to the action of the Senate on treaties.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the report of the Commissioner of Patents, of the 7th instant, together with a portion of the documents accompanying the same; and against printing the residue of the documents; and the report was concurred in.

Ordered, That three thousand additional copies be printed of the report and documents, for the use of the Senate.

On motion by Mr. Linn,

Ordered, That the vote to print the said report and documents, be reconsidered.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the message of the President of the United States, of the 21st instant, in relation to the case of the brig Creole.

Ordered, That the message and accompanying documents be printed, and that one thousand additional copies be printed, for the use of the Senate.

On motion by Mr. Evans,

Ordered, That the Committee on Finance be discharged from the further consideration of the petition of William Redmond; and that the petitioner have leave to withdraw his petition and papers.

Mr. Bates, from the Committee on Pensions, to whom was referred the petition of Hannah Heston, submitted a report, accompanied by a resolution,

"That the prayer of the petition of Hannah Heston ought not to be granted."

Ordered, That the report be printed.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (H. R. 46), for the relief of John P. Campbell, reported it without amendment.

Mr. Porter, from the Committee on Roads and Canals, to whom was referred the bill (S. 59), to confirm to the State of Indiana the lands selected by her in lieu of the lands covered by reservations in the treaties of 1837 and 1839, with the Miami Indians, reported it with amendments; which were read.

Mr. Mangum, from the Committee on Naval Affairs, to whom was re-

ferred the bill (S. 175), authorizing the construction of a war steamer for harbor defence, reported it without amendment.

The Senate proceeded to consider the said bill, as in Committee of the Whole, and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

Mr. Woodbury, from the Committee on Finance, to whom the subject was referred, reported a bill (S. 177), to regulate the value to be affixed to the pound sterling by the Treasury Department; which was read, and passed to the second reading.

The Senate proceeded to consider the resolution submitted by Mr. Benton the 16th instant, in relation to certain amendments to the bankrupt law; and,

On motion by Mr. Benton,

Ordered, That the further consideration thereof be postponed to, and be the order of the day for Friday, the 25th instant.

The Senate proceeded to consider the resolution submitted by Mr. Allen the 21st instant, in relation to any correspondence with the British Government on the subject of the Caroline, and the arrest of McLeod.

On motion by Mr. Rives,

That it lie on the table;

It was determined in the affirmative, { Yeas, ... 24, / Nays, ... 13.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Berrien, Calhoun, Choate, Clay, Clayton, Evans, Henderson, King, Mangum, Merrick, Morehead, Porter, Prentiss, Preston, Rives, Simmons, Smith, of Indiana, Southard, Sprague, Tallmadge, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Benton, Fulton, Linn, McRoberts, Pierce, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Woodbury, Wright, Young.

So the motion was ordered to lie on the table.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 215), for the relief of the legal representatives of Josiah Blakely, deceased; in which they request the concurrence of the Senate.

They have also passed a resolution to rescind the resolution authorizing the removal of the law library from its present depository, to the room occupied as the stationery room of the Senate; in which they request the concurrence of the Senate.

The bill from the House of Representatives (H. R. 215), was read the first and second times, by unanimous consent, and referred to the Committee on Private Land Claims.

The Senate proceeded to consider the resolution passed by the House of Representatives, to rescind the resolution authorizing the removal of the law library from its present depository; and,

On motion by Mr. Clay,

Ordered, That it lie on the table.

The following bills having been reported by the committee correctly engrossed, were severally read a third time:

S. 111. A bill authorizing the Secretary of the Treasury to audit and

settle the accounts between the United States and David Gelston, formerly collector of the port of New York;

S. 175. A bill authorizing the construction of a war steamer for harbor defence.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed, as in Committee of the Whole, the consideration of the resolution (S. R. 3), proposing an amendment to the constitution restricting the veto; and,

After debate,

On motion by Mr. Calhoun,

The Senate adjourned.

THURSDAY, February 24, 1842.

Mr. Smith, of Indiana, presented the memorial of Ambrose Whitlock, late receiver of public moneys at Crawfordville, Indiana, praying certain equitable allowances in the settlement of his accounts; which was referred to the Committee of Claims.

On motion by Mr. Merrick,

Ordered, That a member be added to the Committee on the Post Office and Post Roads, in the place of the honorable Alexander Mouton; and

Mr. Bagby was appointed.

On motion by Mr. Henderson,

Ordered, That a member be added to the Committee on Private Land Claims, in the place of the honorable Nathan F. Dixon, deceased; and

Mr. Sprague was appointed.

On motion by Mr. Preston,

Ordered, That the executors of James Roddy have leave to withdraw their petition and papers.

Mr. Henderson, from the Committee on Private Land Claims, to whom was referred the bill (H. R. 215) for the relief of the legal representatives of Josiah Blakely, deceased, reported it without amendment.

On motion by Mr. Henderson,

Ordered, That the Committee on Private Land Claims be discharged from the further consideration of the petition of Joshua Alexander.

Mr. Morehead presented a petition of the Chamber of Commerce at Louisville, praying certain amendments to the bankrupt law.

Ordered, That it lie on the table.

On motion by Mr. Morehead, that the petition be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. White, agreeably to notice, asked and obtained leave to bring in a bill (S. 178) for the relief of William R. Davis; which was read the first and second times, by unanimous consent, and, with the accompanying papers, referred to the Committee of Claims.

The Senate resumed the consideration of the resolution submitted by Mr. Merrick, the 3d instant, proposing an additional joint rule of the two Houses; and,

On motion by Mr. Merrick,

Ordered, That the further consideration thereof be postponed until to-morrow.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: I am directed to inform the Senate that the honorable Lewis Williams, a Representative in Congress from the State of North Carolina, died at his lodgings, at the seat of Government, on Wednesday, the 23d instant. The House of Representatives have resolved to attend his funeral, which is to take place from the Hall of the House to-morrow, at 12 o'clock; to which I am directed to invite the attendance of the Senate.

Mr. Graham submitted the following resolutions, which were considered, by unanimous consent, and agreed to:

Resolved, That the Senate has received, with deep sensibility, the communication from the House of Representatives, announcing the death of the honorable Lewis Williams, a Representative from the State of North Carolina.

Resolved, That, in token of sincere and high respect for the memory of the deceased, the Senate will attend his funeral to-morrow, at the hour appointed by the House of Representatives; and will wear crape upon the left arm, as mourning, for thirty days; and, as a further mark of respect,

Resolved, That the Senate do now adjourn.

Whereupon,

The Senate adjourned.

FRIDAY, February 25, 1842.

On motion by Mr. Barrow,

Ordered, That when the Senate adjourn, it be to Monday next; and,

On motion by Mr. King,

The Senate adjourned.

MONDAY, February 28, 1842.

The President pro tempore, in pursuance of the resolution of the Senate of the 18th instant, announced the appointment of the following standing committee on retrenchment: Mr. Morehead, Mr. Graham, Mr. Miller, Mr. Fulton, and Mr. Sprague.

The President pro tempore laid before the Senate a joint resolution of the Council and House of Representatives of the Territory of Iowa, on the subject of the resurvey of the northern boundary of the tract of country called the half-breed Sac and Fox reservation; which was referred to the Committee on Indian Affairs.

The President pro tempore laid before the Senate the following letter from the honorable Franklin Pierce:

WASHINGTON, *February* 28, 1842.

SIR: Having informed the Governor of New Hampshire, that on this day my seat in the Senate of the United States would become vacant by resignation, I have thought it proper to communicate the fact to you, and through you to the Senate.

In severing the relations that have so long subsisted between the gentlemen with whom I have been associated, and myself, my feelings of pain and regret will readily be appreciated by those who know that, in all my intercourse and association during the time I have been a member of the body, no unpleasant occurrence has ever taken place to disturb for a moment my agreeable relations with any individual Senator.

With a desire for the peace and happiness of you all, for which now in the fulness of my feelings I find no forms of expression, I have the honor to be, with the highest consideration, your most obedient servant,

FRANKLIN PIERCE.

Hon. SAMUEL L. SOUTHARD,
President of the Senate.

The letter was read; and,

On motion by Mr. King,

Ordered, That it be entered on the journal.

On motion by Mr. Tappan,

Ordered, That the President pro tempore be requested to notify the Executive of New Hampshire of the resignation of his seat by the honorable Franklin Pierce.

Mr. Wright submitted documents in relation to the claim of Rachael Morey for a pension; which were referred to the Committee on Pensions.

Mr. Buchanan presented twenty-six memorials of numerous citizens of Philadelphia, Pennsylvania, praying that no lower rate of duties may be imposed on imported iron manufactures than was levied under the tariff of 1839; which were referred to the Committee on Manufactures.

Mr. Linn presented the petition of A. H. Evans, praying the permission to locate a certificate issued under the act of February 17, 1815, for the relief of certain sufferers by earthquakes in Missouri; the time for locating which has expired by limitation; which was referred to the Committee on Private Land Claims.

Mr. Linn presented the petition of James B. McKown, praying compensation for his services in the erection of public buildings at Pittsburg, Pennsylvania; which was referred to the Committee of Claims.

Mr. Henderson presented a resolution passed by the Legislature of the State of Mississippi instructing the Senators and requesting the Representatives of said State in Congress, to use their exertions to procure an equitable adjustment of the various claims to the lands acquired by the treaty of Dancing Rabbit creek, and the speedy removal of the Indians therefrom; which was referred to the Committee on Indian Affairs.

Mr. Henderson presented two memorials of citizens of Mississippi, remonstrating against the amendment, postponement, or repeal, of the bankrupt law; which were referred to the Committee on the Judiciary.

Mr. Kerr presented the petition of the widow of Hezekiah Niles, deceased, praying that Congress would authorize the purchase, for the use of the Government, of a number of sets of "Niles' Register" remaining on hand; which was referred to the Committee on the Library.

Mr. Walker presented two memorials of citizens of Mississippi, remonstrating against the amendment, postponement, or repeal, of the bankrupt law; which were referred to the Committee on the Judiciary.

Mr. Buchanan presented six memorials of numerous citizens of the State of Pennsylvania, praying that no lower rate of duties may be imposed on imported iron manufactures than was levied under the tariff of 1839; and a memorial of numerous citizens of the same State, praying a tariff, embracing the principle of discrimination, for the protection of domestic industry and manufactures; which was referred to the Committee on Manufactures.

Mr. Porter presented a petition of citizens of the State of Michigan, praying the establishment of a mail-route; which was referred to the Committee on the Post Office and Post Roads.

On motion by Mr. Bayard,

Ordered, That the memorial of the watchmen of the executive departments, on the files of the Senate, be referred to the Committee of Claims.

Mr. Prentiss submitted the following resolution; which was considered by unanimous consent, and agreed to:

Resolved, That the Committee on Commerce be instructed to inquire into the expediency of authorizing the appointment of an additional number of inspectors of the customs, beyond the number now allowed by law, in the district of Vermont.

The Senate resumed the consideration of the resolution submitted by Mr. Pierce, the 25th January; which was amended, on the motion of Mr. Mangum, and agreed to, as follows:

Resolved, That the Secretary of the Treasury be directed to communicate to the Senate a copy of any commission or other authority, issued for the purpose of investigating the affairs of the New York custom-house, and the law under which the same issued; also copies of all letters or other documents accompanying the said commissions; that he furnish the names of the commissioners, the times when they respectively entered upon their duties, and where said duties were performed, and how long they continued or are expected to continue; that he also state the fact, whether the commissioners first appointed made a report, and if not, what reasons have been communicated to him, verbally or in writing, why such report was not made; the reasons set forth by said commissioners, or any, and which of them, for the appointment of a new commission; that he also report, in detail, the expenses, with copies of the vouchers, that have directly or indirectly arisen in the execution of said commissions; the names of all parties employed, and how employed, and the allowances made to each, including all items of incidental expenses, and from what fund such expenses were paid; also the number and names of witnesses examined by the commissioners; whether the commission still continues, and which of the commissioners are still acting thereunder, and who are now employed by them; and also to report copies of all letters or communications made to or from the Treasury Department, or on file there, in regard to, or in any manner affecting, the course of proceeding by said commissioners, or the acts alleged to have been done by them, or any of the persons in their employ; and particularly any order, letter, or other communication, indicating what period in the custom-house service was to be investigated; whether including both the late and present administration of that branch of the public service, and all the orders on that subject; whether any order, communication, or other intimation, countermanding a thorough investigation of the present administration of that branch of the service, or in anywise giving or indicating a direction to the investigation proposed, has been given to said commissioners, or any of them; and if so, to furnish the Senate with such orders, correspondence, and the report; and also all letters or communications from said commissioners, or any one or more of them, to the President or Secretary of the Treasury, and the replies or orders consequent thereon, to the said commissioners, or either of them, touching or in regard to said investigation, or the scope of it.

Mr. Graham, from the Committee of Claims, to whom was referred the bill (H. R. 40) for the relief of Lieutenant John L. Kline, reported it without amendment.

Mr. Graham, from the Committee of Claims, to whom was referred the bill (H. R. 41) for the relief of Frances G. McCauly, reported it without amendment.

Mr. Graham, from the Committee of Pensions, to whom was referred the petition of Enoch Dearborn, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the memorial of Joseph Roby, reported a resolution,

"That the prayer of the petitioner ought not to be granted."

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the executor of John Spotswood, submitted a report, accompanied by the following resolution:

Resolved, That that the prayer of the petitioner be denied.

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the heir of Robert White, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition be rejected.

Ordered, That the report be printed.

Mr. Wright, from the Committee of Claims, to whom was referred the memorial of Littleton D. Teackle, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Agreeably to notice, Mr. King asked and obtained leave to bring in a joint resolution (S. R. 6) to authorize the equitable settlement of the accounts of George Whitman.

The resolution was read the first and second times, by unanimous consent, and considered as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The said resolution was read a third time, by unanimous consent.

Resolved, That this resolution pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed, as in Committee of the Whole, the resolution (S. R. 3) proposing an amendment to the constitution, restricting the veto; and, after debate,

On motion by Mr. Clay,

Ordered, That the further consideration thereof be postponed to, and made the order of the day for, Friday next, the 4th March.

The Senate proceeded to consider the resolution submitted by Mr. Clay, the 15th instant, in relation to the revenues and expenditures of the Government; and,

On motion by Mr. Clay,

Ordered, That the further consideration thereof be postponed to, and be the order of the day for, to-morrow.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 112) to suspend, for a limited time, the operation of part of an act, entitled "An act to revive and extend the charters of certain banks in the District of Columbia;" and,

On motion by Mr. Bayard,

Ordered, That the further consideration thereof be postponed to, and be the order of the day for Thursday next.

On motion by Mr. Sevier,

The Senate adjourned.

TUESDAY, March 1, 1842.

Mr. Archer presented the petition of the president and visiters of the Virginia institution for the education of the deaf, dumb, and blind, praying a donation of a township of land; which was referred to the Committee on Public Lands.

Mr. Archer presented the petition of Amanda M. James, praying the right of pre-emption to a tract of land; which was referred to the Committee on Private Land Claims.

Mr. Young presented the petition of citizens residing in township four south, range two west of the fourth principal meridian, in the State of Illinois, praying permission to exchange a portion of their school lands unfit for cultivation for a like quantity of other lands; which was referred to the Committee on Public Lands.

Mr. Young presented the memorial of the mayor and aldermen of the city of Chicago, Illinois, praying that the sale of the 16th section of land belonging to the township in which that city is located, may be confirmed by act of Congress; which was referred to the Committee on Public Lands.

Mr. Young presented the memorial of numerous citizens of the State of Illinois, praying a grant of land for the purpose of aiding the State in the completion of the Illinois and Michigan canal; which was referred to the Committee on Public Lands.

Mr. Young submitted documents in relation to the subject, which were referred to the Committee on Public Lands.

On motion by Mr. Woodbury,

Ordered, That the petition of the heirs of Doctor Samuel White, on the files of the Senate, be referred to the Committee on Pensions.

On motion by Mr. Williams,

Ordered, That Polly Clough, widow of Jonathan Hilliard, have leave to withdraw her petition and papers on the files of the Senate.

Mr. Mangum, from the Committee on Printing, reported against printing the report of the Secretary of War, communicating a copy of the proceedings of the court of inquiry in the case of Surgeon P. Maxwell; and,

The report was concurred in.

On motion by Mr. Sevier,

Ordered, That Surgeon P. Maxwell have leave to withdraw from the files of the Senate the copy of the proceedings referred to in the said report.

Mr. Mangum, from the Committee on Naval Affairs, to whom was referred the petition of Olive R. Watts, submitted an adverse report; which was read, and ordered to be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the petition of the widow of Nathan Blood, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition ought not to be granted.

Ordered, That the report be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the petition of Mary Nelson, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition ought not to be granted.

Ordered, That the report be printed.

Mr. Bates, from the Committee on Pensions, to whom were referred the documents relating to the claim of Anna Watson, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition ought not to be granted.

Ordered, That the report be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the petition of John P. Foulk, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Mr. Bates, from the Committee on Pensions, to whom the following bills were referred—

H. R. 59. An act for the relief of Peter Sky, an Onondaga Indian;

H. R. 64. An act for the relief of Burnett Burdsall;

reported them, severally, without amendment.

Mr. Evans, from the Committee on Finance, to whom was referred the memorial of the heirs of George Simpson, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition ought not to be granted.

Ordered, That the report be printed.

Agreeably to notice, Mr. King asked and obtained leave to bring in a resolution (S. R. 7) to authorize an extension of the contract for carrying the mail between Mobile and New Orleans; which was read the first and second times, by unanimous consent, and referred to the Committee on the Post Office and Post Roads.

The Senate resumed the consideration of the resolution proposing an additional joint rule of the two Houses; and, having been amended, on the motion of Mr. Merrick,

On motion,

Ordered, That the further consideration of the resolution be postponed until to-morrow.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of the representatives of John Brooks; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of Prudence Barton; and, in concurrence therewith,

Resolved, That the prayer of the petition be denied.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of Nancy Mounts; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of Leonard Bleecker; and, in concurrence therewith,

Resolved, That the prayer of the petitioner be denied.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims, on the petition of Esther Lefferts; and, in concurrence therewith,

Resolved, That the prayer of the petitioner be denied.

The Senate proceeded to consider the resolution reported by the Committee on Commerce, on the petition of N. and L. Dana, and company; and, in concurrence therewith,

Resolved, That the prayer of the petitioners ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims, on the petition of the executor of Thomas Griffin, heir of Corbin Griffin; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The Senate proceeded to consider the resolution reported by the Committee on Pensions, on the petition of Rhoda Briggs; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims, on the memorial of the heirs of William Sanford; and, in concurrence therewith,

Resolved, That the prayer of the petitioner be rejected.

The Senate proceeded to consider the resolution reported by the Committee on Finance, on the petition of Joseph Rosati; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee on Public Lands, on the memorial of Joseph Roby; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee of Claims, on the claim of Samuel Milroy; and,

On motion by Mr. Smith,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution reported by the Committee of Claims, on the petition of the heirs of Robert Fulton; and,

On motion by Mr. Phelps,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims, on the petition of the heirs of Samuel Y. Keene; and,

On motion by Mr. Sevier,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution reported by the Committee on Pensions, on the petition of Hannah Heston; and,

On motion by Mr. Buchanan,

Ordered, That the further consideration thereof be postponed to Tuesday, the 8th instant.

On motion by Mr. Bates,

Ordered, That a member be appointed, by the President pro tempore, on the Committee on Pensions, in the place of the honorable Franklin Pierce, resigned; and,

Mr. Prentiss was appointed.

The Senate resumed the consideration of the resolutions submitted by Mr. Clay the 15th February, in relation to the revenues and expenditures of the Government; and,

After debate,

Resolved, That the prayer of the petition ought not to be granted.

Ordered, That the report be printed.

Mr. Bates, from the Committee on Pensions, to whom were referred the documents relating to the claim of Anna Watson, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition ought not to be granted.

Ordered, That the report be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the petition of John P. Foulk, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Mr. Bates, from the Committee on Pensions, to whom the following bills were referred—

H. R. 59. An act for the relief of Peter Sky, an Onondaga Indian;

H. R. 64. An act for the relief of Burnett Burdsall;

reported them severally, without amendment.

Mr. Evans, from the Committee on Finance, to whom was referred the memorial of the heirs of George Simpson, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition ought not to be granted.

Ordered, That the report be printed.

Agreeably to notice, Mr. King asked and obtained leave to bring in a resolution (S. R. 7) to authorize an extension of the contract for carrying the mail between Mobile and New Orleans; which was read the first and second times, by unanimous consent, and referred to the Committee on the Post Office and Post Roads.

The Senate resumed the consideration of the resolution proposing an additional joint rule of the two Houses; and, having been amended, on the motion of Mr. Merrick,

On motion,

Ordered, That the further consideration of the resolution be postponed until to-morrow.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of the representatives of John Brooks; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of Prudence Barton; and, in concurrence therewith,

Resolved, That the prayer of the petition be denied.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of Nancy Mounts; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of Leonard Bleecker; and, in concurrence therewith,

Resolved, That the prayer of the petitioner be denied.

The Senate proceeded to consider the resolution reported by the Committee on Revoltionary Claims, on the petition of Esther Lefferts; and, in concurrence therewith,

also the amount of moneys received from the sale of public lands in the State of Louisiana, in the same years; and, also, what portion of the public revenues, derived from the aforesaid sources, was expended within the limits of said State during said years.

Mr. Tappan submitted the following resolutions for consideration:

Resolved, That the three hundred and thirty copies of the land laws and opinions, printed under a resolution of the Senate of the 28th of February, 1837, now on hand, be distributed to such members of Congress as have not received the same, until the copies are exhausted.

Resolved, That the fourteen hundred and fifty copies of the State Papers on the public lands, in five volumes, folio, be distributed equally among the members of Congress, to be by them distributed in their respective States and Territories.

The Senate proceeded to consider the resolution, submitted the 23d of February, by Mr. Allen, to amend the 40th rule of the Senate; and

Ordered, That the further consideration thereof be postponed to, and made the order of the day for, Monday, the 7th instant.

The Senate proceeded to consider the resolution submitted by Mr. Merrick, the 23d February, proposing an additional joint rule; and,

On motion by Mr. Woodbridge,

Ordered, That the further consideration of the resolution be postponed until to-morrow.

The Senate proceeded to consider the resolution submitted by Mr. Walker, the 8th instant; which, having been amended, on the motion of Mr. Rives, and further modified on motion by Mr. Wright, was agreed to, as follows:

Resolved, That the President of the United States be requested (if not incompatible with the public interest) to communicate to the Senate all papers addressed to the President, or to the Department of State, from citizens of the United States, having claims upon Mexico, relating to the terms of the convention between the United States and Mexico, prior or subsequent to the execution of the same, stating objections to the same, or to its execution, and the answers thereto; copies of any communications or representations, not heretofore communicated to the Senate, which may have been addressed to the Department of State, by any portion of the said claimants, in relation to the proceedings and progress of the mixed commission under the said convention; also, copies of the minutes of the board appointed under the said convention, up to the period when they proceeded to act upon individual cases; also, copies of any notification from the State Department, or from any other quarter, of the time and place of the first meeting of said board; also, copies of any communication which may have been addressed by the members of that board appointed by the United States, or any or either of them, touching the organization of the board, or its mode of proceeding; also, copies of the commissions of all the members of said board, and of the instructions, if any, from either Government, to the said board or its members; also, any correspondence which may have taken place between the Mexican commissioners and the Secretary of State, touching the execution of, or proceedings under, the said convention, if not of such a character as, in the opinion of the President, to be improper to be communicated. And that the President be also requested to cause to be communicated to the Senate a tabular statement of the names of the claimants whose cases have been presented to the Mexican commission, and acted upon by the same, the nature of the claims, the amount of indemnity claimed in each

case, principal and interest, if any; the amount reported and allowed by the board of commissioners; and the date and amount of the award, designating the principal, interest, and total, and showing, in cases where the award has been made by the umpire, the amount allowed by the American or Mexican commissioners and by the said umpire; and such statement as may be given by the commissioners, or any one of them, touching the organization of the board, and the mode of procedure before them.

Mr. Clayton, from the Committee on Revolutionary Claims, to whom was referred the petition of the heirs of John and Henry Banks, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioners ought not to be granted.

Ordered, That the report be printed.

Mr. Henderson, from the Committee on Private Land Claims, to whom was referred the petition of the representatives of Louis La Beaume, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Mr. Henderson, from the Committee on Private Land Claims, to whom was referred the petition of the administrator of Richard C. Allen, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Mr. Henderson, from the Committee on Private Land Claims, to whom was referred the bill (S. 80) for the relief of Charles Morgan, reported it without amendment.

Mr. Henderson also submitted an adverse report on the subject; which was ordered to be printed.

Mr. Henderson, from the Committee on Private Land Claims, to whom was referred the memorial of the heirs and assignees of Windsor Brown and others, submitted an adverse report.

The Senate proceeded to consider the said report; and,

On motion by Mr. Morehead,

Ordered, That it lie on the table.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the heir of Francis L. B. Goodwin, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition be denied.

Ordered, That the report be printed.

Mr. Tappan, from the Committee on Private Land Claims, to whom was referred the bill (S. 129) for the relief of Joseph Campau, reported it without amendment.

Mr. Tappan also submitted an adverse report on the subject; which was ordered to be printed.

Mr. Archer, from the Committee on Military Affairs, to whom was referred the petition of Boyd Reilly, reported a bill (S. 179) for his relief; which was read, and passed to the second reading.

Agreeably to notice, Mr. Evans asked and obtained leave to bring in a bill (S. 180) to establish a port of entry at the city of Bangor, in the State of Maine; which was read the first and second times, by unanimous consent, and referred to the Committee on Commerce.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims, on the petition of the heir of Robert White; and, in concurrence therewith,

also the amount of moneys received from the sale of public lands in the State of Louisiana, in the same years; and, also, what portion of the public revenues, derived from the aforesaid sources, was expended within the limits of said State during said years.

Mr. Tappan submitted the following resolutions for consideration:

Resolved, That the three hundred and thirty copies of the land laws and opinions, printed under a resolution of the Senate of the 28th of February, 1837, now on hand, be distributed to such members of Congress as have not received the same, until the copies are exhausted.

Resolved, That the fourteen hundred and fifty copies of the State Papers on the public lands, in five volumes, folio, be distributed equally among the members of Congress, to be by them distributed in their respective States and Territories.

The Senate proceeded to consider the resolution, submitted the 23d of February, by Mr. Allen, to amend the 40th rule of the Senate; and

Ordered, That the further consideration thereof be postponed to, and made the order of the day for, Monday, the 7th instant.

The Senate proceeded to consider the resolution submitted by Mr. Merrick, the 23d February, proposing an additional joint rule; and,

On motion by Mr. Woodbridge,

Ordered, That the further consideration of the resolution be postponed until to-morrow.

The Senate proceeded to consider the resolution submitted by Mr. Walker, the 8th instant; which, having been amended, on the motion of Mr. Rives, and further modified on motion by Mr. Wright, was agreed to, as follows:

Resolved, That the President of the United States be requested (if not incompatible with the public interest) to communicate to the Senate all papers addressed to the President, or to the Department of State, from citizens of the United States, having claims upon Mexico, relating to the terms of the convention between the United States and Mexico, prior or subsequent to the execution of the same, stating objections to the same, or to its execution, and the answers thereto; copies of any communications or representations, not heretofore communicated to the Senate, which may have been addressed to the Department of State, by any portion of the said claimants, in relation to the proceedings and progress of the mixed commission under the said convention; also, copies of the minutes of the board appointed under the said convention, up to the period when they proceeded to act upon individual cases; also, copies of any notification from the State Department, or from any other quarter, of the time and place of the first meeting of said board; also, copies of any communication which may have been addressed by the members of that board appointed by the United States, or any or either of them, touching the organization of the board, or its mode of proceeding; also, copies of the commissions of all the members of said board, and of the instructions, if any, from either Government, to the said board or its members; also, any correspondence which may have taken place between the Mexican commissioners and the Secretary of State, touching the execution of, or proceedings under, the said convention, if not of such a character as, in the opinion of the President, to be improper to be communicated. And that the President be also requested to cause to be communicated to the Senate a tabular statement of the names of the claimants whose cases have been presented to the Mexican commission, and acted upon by the same, the nature of the claims, the amount of indemnity claimed in each

case, principal and interest, if any; the amount reported and allowed by the board of commissioners; and the date and amount of the award, designating the principal, interest, and total, and showing, in cases where the award has been made by the umpire, the amount allowed by the American or Mexican commissioners and by the said umpire; and such statement as may be given by the commissioners, or any one of them, touching the organization of the board, and the mode of procedure before them.

Mr. Clayton, from the Committee on Revolutionary Claims, to whom was referred the petition of the heirs of John and Henry Banks, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioners ought not to be granted.

Ordered, That the report be printed.

Mr. Henderson, from the Committee on Private Land Claims, to whom was referred the petition of the representatives of Louis La Beaume, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Mr. Henderson, from the Committee on Private Land Claims, to whom was referred the petition of the administrator of Richard C. Allen, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Mr. Henderson, from the Committee on Private Land Claims, to whom was referred the bill (S. 80) for the relief of Charles Morgan, reported it without amendment.

Mr. Henderson also submitted an adverse report on the subject; which was ordered to be printed.

Mr. Henderson, from the Committee on Private Land Claims, to whom was referred the memorial of the heirs and assignees of Windsor Brown and others, submitted an adverse report.

The Senate proceeded to consider the said report; and,

On motion by Mr. Morehead,

Ordered, That it lie on the table.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the heir of Francis L. B. Goodwin, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition be denied.

Ordered, That the report be printed.

Mr. Tappan, from the Committee on Private Land Claims, to whom was referred the bill (S. 129) for the relief of Joseph Campau, reported it without amendment.

Mr. Tappan also submitted an adverse report on the subject; which was ordered to be printed.

Mr. Archer, from the Committee on Military Affairs, to whom was referred the petition of Boyd Reilly, reported a bill (S. 179) for his relief; which was read, and passed to the second reading.

Agreeably to notice, Mr. Evans asked and obtained leave to bring in a bill (S. 180) to establish a port of entry at the city of Bangor, in the State of Maine; which was read the first and second times, by unanimous consent, and referred to the Committee on Commerce.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims, on the petition of the heir of Robert White; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The Senate proceeded to consider the resolution reported by the Committee of Claims, on the petition of Littleton D. Teackle; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 108) for the relief of Hezekiah Cunningham; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The Senate resumed the consideration of the resolutions submitted by Mr. Clay, the 15th February, in relation to the revenues and expenditures of the Government; and, after debate,

On motion by Mr. Smith, of Indiana,

The Senate adjourned.

THURSDAY, March 3, 1842.

Mr. Clay presented the memorial of numerous manufacturers of window-glass, and others, citizens of Pennsylvania, praying the imposition of a specific duty on imported window-glass, not less than that which existed prior to the 31st December, 1841; which was referred to the Committee on Manufactures.

Mr. Clay presented the petition of John Lug, praying that the franking privilege of members of Congress may be abolished or restricted; which was referred to the Committee on the Post Office and Post Roads.

Mr. Tappan presented the petition of Jacob Slye, praying a pension on account of an injury received while in the military service of the United States; which, with the papers relating to his claim, on the files of the Senate, was referred to the Committee on Pensions.

Mr. Buchanan presented four memorials from citizens of the State of Pennsylvania, praying that no lower rate of duty may be imposed upon imported iron manufactures, than was levied under the tariff of 1839; which were referred to the Committee on Manufactures.

Mr. White presented the petition of Thomas Downey and others, citizens of White county, Indiana, praying the correction of an error in the survey of their township; which was referred to the Committee on Public Lands.

Mr. Simmons presented the petition of Oliver Chace and others, citizens of Tiverton, Rhode Island, praying that a portion of that town may be added to the Fall River collection district; which was referred to the Committee on Commerce.

Mr. Simmons presented the following resolutions, passed by the General Assembly of the State of Rhode Island and Providence Plantations:

"STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS.

"In General Assembly, *January session*, A. D. 1842.

"*Resolved*, That when this State, in conjunction with the other States of this Union, adopted the constitution of the United States, and surrendered into the hands of the General Government the power of regulating by law our intercourse with foreign nations, it was done in full reliance that the best interests, as well as the rights of the country, would be fully protected, and that our peculiar advantages as an agricultural, commercial, mechanical, and manufacturing nation, would at all times be enjoyed, and receive the fostering care of that Government.

"*Resolved*, That the duty of cherishingand protecting the whole labor of the country (which is alone the source of national wealth), and giving to that labor full and permanent assurance of defence against the productions of an exhausted and starving population elsewhere, should be first in the high exercise of powers conceded to Congress, and that a surrender of that principle can eventuate only in a total prostration of all the great interests for which the States became united, and the constitution the great bond of union.

"*Resolved*, That the doctrines of free trade, in the present state of commercial restrictions throughout the world, is but an idle abstraction of theorists; and that while the great staples of our agriculture are denied admission into the ports of Europe, unless under duties nearly prohibitory (except the article of cotton, which survives only until the same product is matured in British India), the producer demands and is entitled to receive the home market for his produce, and to realize, from his surplus, such other articles as require the same market, and which are equally entitled to protection from foreign labor.

"*Resolved*, That the subdivision of labor is one of the first principles in political economy; and that the great interests of manufactures and the mechanic arts, warmed into being by the legislation of Congress, have established this principle, and made the producers of nearly every article essential to the comforts of life, reciprocally the consumers of all the great products of the land, and given a sure and onward march to national wealth and prosperity; and that the abandonment of the principle of protection will not only destroy this division of labor, and force the whole into the one great pursuit of agriculture, but our country will ere long become exhausted by a drain of all its specie to pay for articles of necessity imported from other countries and produced by their labor.

"*Resolved*, That it is equally the duty of Congress to protect the labor of the country from a competition in our own market with foreign labor, as it is to defend the soil from foreign aggression. The latter may be repelled by a brave and free people, but a neglect of the former will insidiously undermine all that is valuable, and bring us back to a state of dependance upon Great Britain, as servile as the bondage from which we were relieved by the establishment of our independence.

"*Resolved*, That while we acknowledge the principle that duties should be levied only to supply the wants of an economical administration of the Government, yet those duties should be discriminative, not only for the protection of our own labor, but also so to countervail the legislation and restrictions of other nations, as to force upon them the principles of reciprocity in trade, and open their markets to us as freely as our own are open to them.

"*Resolved*, That the principle of levying duties upon the foreign invoice value of goods, with all the frauds consequent upon a reliance on such invoices, gives to the producer abroad the power of fixing the duty, *in fact*, and to the foreign adventurer the control of our imports, and the business rightfully belonging to our citizens; and that the adoption of this principle loses the character of just and wise legislation, when its only effect is to impair the strength and sacrifice the honor and independence of the country.

"*Resolved*, That his excellency the Governor transmit a copy of these resolutions to each of our Senators and Representatives in Congress, with a request that they be communicated to each House, and that they be further

requested to use their best exertions to effect such legislation as shall promote the interest of this State, and the whole interest of our common country.

"True copy:

"WITNESS— "HENRY BOWEN,

"*Secretary of State.*"

The resolutions were read.

Ordered, That they be referred to the Committee on Manufactures, and printed.

Mr. Miller presented a memorial, signed by numerous females of the town of Rahway, New Jersey, praying an increase of the duties on importations of ready-made clothing; which was referred to the Committee on Manufactures.

Mr. Miller presented the petition of Alexander M. Cumming, praying compensation for transporting the United States' mail; which was referred to the Committee on the Post Office and Post Roads.

Mr. Barrow presented resolutions, passed by the Legislature of the State of Louisiana, in favor of the adoption of measures for the final settlement of private land claims; urging the confirmation of certain incomplete titles; and representing the expediency of applying the money appropriated for the survey of public lands, so as to conform, in the St. Helena land district, to the existing laws in cases of conflicting boundaries.

Ordered, That they be referred to the Committee on Private Land Claims.

Mr. Barrow presented the following resolutions, passed by the Legislature of the State of Louisiana:

"*Be it resolved by the Senate and House of Representatives of the State of Louisiana, in General Assembly convened*, That the aggressive policy of the British Government, in its unwarrantable claims to the territory of a sister State, in its flagrant violation of the territory of another, in its repeated outrages upon American commerce, and more especially in its recent interference with the rights of property, in the case of an American vessel thrown by disaster within its jurisdiction, calls loudly for redress.

"*Be it further resolved, etc.*, That our confidence in our Senators and Representatives in Congress, forbids us to fear that the rights of American citizens, and the honor of the American name, will suffer at their hands.

"*Be it further resolved, etc.*, That we look to the National Government for the vindication of the national honor; and we pledge the hearty co-operation of the State of Louisiana in all that its maintenance may require.

"*And be it further resolved, etc.*, That a copy of these resolutions be forwarded to our Senators and Representatives in Congress, to be laid before that body.

"WILLIAM C. C. CLAIBORNE,

"*Speaker of the Ho. of Representatives.*

"FELIX GARCIA,

"*President of the Senate.*

"Approved, February 8, 1842.

"A. B. ROMAN,

"*Governor of the State of Louisiana.*"

The resolutions were read.

Ordered, That they be referred to the Committee on Foreign Relations.

Mr. Young submitted a document, showing the net revenue of Great Britain, in the years ending the 5th January, 1841 and 1842; which was referred to the Committee on Manufactures.

On motion by Mr. Young, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

On motion by Mr. Archer,

Ordered, That the petition of Jacob Park, on the files of the Senate, be referred to the Committee on Pensions.

Mr. McRoberts submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Commissioner of the General Land Office be directed to lay before the Senate a statement of the names of such of the early settlers, in the Illinois country, as were not confirmed by the Governors of the Territory in the full quantity of 400 acres of land; also that he state what number of acres were confirmed in each case, and in a corresponding column the number of acres necessary to make up the said quantity of 400 acres; also that he inform the Senate whether the reports of the commissioners for re-examining or adjusting land-titles at Kaskaskia, showed the said claims to be valid; and, further, whether the register and receiver, acting as commissioners, subsequent to the reports made by the board of commissioners aforesaid, approved said claims, and recommended that the additional quantity to complete the grants of 400 acres as aforesaid, should be made by Congress.

Mr. Graham, from the Committee of Claims, to whom was referred the bill (S. 178) for the relief of Wiliiam R. Davis, reported it without amendment.

Mr. Woodbury, from the Committee of Claims, to whom was referred the petition of L. D. Teackle, administrator of the estate of John Teackle, submitted an adverse report; which, with the accompanying statement from the Fourth Auditor, was ordered to be printed.

Mr. Henderson, from the Committee on Private Land Claims, to whom was referred the petition of A. H. Evans, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner be rejected.

Ordered, That the report be printed.

On motion by Mr. Woodbridge,

Ordered, That the Committee of Claims be discharged from the further consideration of the petition of David Jones, and that it be referred to the Committee on Commerce, with instructions to inquire into the expediency of passing a general law on the subject.

The bill (S. 108) for the relief of Hezekiah Cunningham, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That this bill pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

Mr. Porter reported from the committee that they had this day presented to the President of the United States the bill (S. 1) entitled, "An act to provide for the early disposition of the lands lying in the State of Alabama, acquired from the Cherokee Indians by the treaty of twenty-ninth of December, one thousand eight hundred and thirty-five."

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a resolution (H. R. 5) on the subject of printing the tables of the sixth census; in which they request the concurrence of the Senate.

The resolution (H. R. 5) was read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

The Senate resumed the consideration of the resolution submitted by Mr. Merrick the 3d February, proposing an additional joint rule; and

Ordered, That the further consideration thereof be postponed until to morrow.

The Senate resumed the consideration of the resolutions, submitted by Mr. Clay the 15th February, on the subject of the revenues and expenditures of the Government; and,

After debate,

On motion by Mr. Sevier,

The Senate adjourned.

FRIDAY, March 4, 1842.

Mr. Clayton presented the memorial of numerous citizens of Frankford, Pennsylvania, praying that no lower rate of duty may be imposed on imported iron manufactures than was levied under the tariff of 1839; which was referred to the Committee on Manufactures.

Mr. Benton submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Secretary of the Navy be directed to inform the Senate what steps, if any, have been taken to carry into effect the joint resolution of September 11, 1841, for the purchase of domestic water-rotted hemp for the use of the United States' navy.

Mr. Sevier submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Public Lands be instructed to inquire into the expediency of authorizing Phydelia Stevens, infant heir-at-law of Elijah Stevens (or her guardian for her), to enter, at the proper land office in the State of Arkansas, the quantity of one hundred and sixty acres of land; it being due to her deceased father as bounty-land for his services as a soldier during the last war.

Mr. Sevier submitted a document relating to the claim of Phydelia Stevens; which was referred to the Committee on Public Lands.

On motion by Mr. Archer,

Ordered, That Elijah Knox have leave to withdraw his petition and papers on the files of the Senate.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the report of the Secretary of the Treasury showing the official emoluments and expenditures of officers of the customs, for the year 1842; and

Ordered, That the report be printed.

The Senate proceeded to consider the resolution submitted by Mr. Tappan the 2d instant, for the distribution of certain works printed by the order of the Senate; which was amended, on the motion of Mr. McRoberts, and agreed to, as follows:

Resolved, That the three hundred and thirty copies of the laws and opinions printed under a resolution of the Senate of February 28, 1837, now on hand, and the residue of fourteen hundred and fifty copies of the State papers on the public lands, in five volumes, after complying with former resolutions of Congress upon the subject, be distributed among the States and Territories, according to the census of 1841, to be by them distributed in such manner as they shall deem proper.

On motion by Mr. Barrow,

Ordered, That when the Senate adjourn, it be to Monday next.

The Senate resumed the consideration of the resolutions submitted by Mr. Clay the 15th February, on the subject of the revenue and expenditures of the Government; and,

On motion by Mr. Clay,

Ordered, That the further consideration thereof be postponed to, and made the order of the day for, Monday the 7th instant.

The Senate resumed, as in Committee of the Whole, the bill (H. R. 112) to suspend for a limited time the operation of a part of an act entitled, "An act to revive and extend the charters of certain banks in the District of Columbia;" and,

On motion by Mr. Clay,

Ordered, That the further consideration thereof be postponed to, and be the order of the day for to-morrow.

The Senate resumed the consideration of the resolution (S. 3) proposing an amendment to the constitution, restricting the veto; and after debate,

On motion by Mr. Clay,

Ordered, That the further consideration thereof be postponed to Friday the 11th instant, and be the order of the day.

After the consideration of Executive business,

The Senate adjourned.

MONDAY, March 7, 1842.

Mr. Woodbury presented the credentials of the honorable Leonard Wilcox, appointed a Senator by the Governor of the State of New Hampshire, to supply the vacancy occasioned by the resignation of the honorable Franklin Pierce; which were read; and the oath prescribed by law having been administered to him, he took his seat in the Senate.

Mr. Wright presented the memorial of numerous citizens of Plattsburg, New York, remonstrating against any law to authorize the importation of iron for steamboats or railroads free of duty, and praying that the duties on foreign iron may be increased; which was referred to the Committee on Manufactures.

Mr. Wright presented the memorial of John M. Carr, one of the representatives of John Polhemus, deceased, praying remuneration for services rendered and supplies furnished by the deceased, during the revolutionary war; which was referred to the Committee on Revolutionary Claims, together with the papers on file.

Mr. Young presented the petition of citizens of Franklin county, Illinois, praying permission to surrender certain lands reserved for the use of schools, unfit for cultivation, and to enter other lands in their stead; which was referred to the Committee on Public Lands.

Mr. Miller presented a memorial of numerous persons engaged in the manufacture and sale of iron in the State of New Jersey, praying that no lower rate of duty may be imposed on imported iron manufactures than was levied under the tariff of 1839: which was referred to the Committee on Manufactures.

Mr. Sevier presented the petition of certain Cherokee Indians, who became citizens of the State of North Carolina, under the 12th article of the treaty of 1835 between the United States and the Cherokee Indians, praying

redress for frauds committed upon them in the execution of the treaty; which was referred to the Committee on Indian Affairs.

Mr. Sturgeon presented the petition of Isaac M. Moss and others, citizens of Philadelphia, preparers or dressers of raw quills, praying that raw quills may be admitted free of duty; which was referred to the Committee on Manufactures.

Mr. Clay presented the petition of numerous females of Rahway, New Jersey, praying an increase of the duties on imported ready-made clothing; which was referred to the Committee on Manufactures.

Mr. Clay presented the memorial of numerous citizens of Huntingdon county, Pennsylvania, praying an increase of duties on imported iron manufactures; which was referred to the Committee on Manufactures.

Mr. Clay presented a memorial from citizens of Florence, Alabama, remonstrating against the postponement or repeal of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Buchanan presented ten memorials from numerous citizens of the State of Pennsylvania, praying an increase of the duties on imported iron manufactures; which were referred to the Committee on Manufactures.

Mr. Buchanan presented the petition of Isaac M. Moss and others, citizens of Philadelphia, preparers or dressers of raw quills, praying that raw quills may be admitted free of duty; which was referred to the Committee on Manufactures.

Mr. Berrien presented the memorial of the board of aldermen and Chambes of Commerce of the city of Savannah, Georgia, praying an appropriation for the erection of a custom-house in that city; which was referred to the Committee on Commerce.

Mr. Calhoun presented the petition of A. H. Abrahams, praying a remission of the duties collected under the act of September 11, 1841, on a cargo of goods shipped for the United States prior to the passage of the act; which was referred to the Committee on Finance.

Mr. Tallmadge presented three memorials from citizens of the State of New York, remonstrating against the amendment, postponement, or repeal, of the bankrupt law; which were referred to the Committee on the Judiciary.

Mr. Tallmadge presented a memorial from citizens of Cayuga county, New York, remonstrating against the admission of Texas into the Union.

Ordered, That it lie on the table.

Mr. Tallmadge presented a memorial from numerous citizens of New York, praying the adoption of measures for defence and protection on the Gulf of Mexico; which was referred to the Committee on Military Affairs.

Mr. Tallmadge presented a petition from numerous citizens of Hudson city, New York, praying a tariff to supply an adequate revenue, and afford protection and security to the laboring and manufacturing interests of the country; which was referred to the Committee on Manufactures.

Mr. Tallmadge presented a memorial, signed by officers of the marine insurance companies, and ship owners and agents, of the city of New York, praying that the law of March 2, 1837, concerning pilots may not be repealed.

On motion by Mr. Tallmadge, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Simmons presented a memorial adopted at a convention of paper manufacturers and dealers, assembled in the city of New York, praying the imposition of a duty equal to that collected in 1839, on paper, books, and paper-hangings; which was referred to the Committee on Manufactures.

Mr. Simmons presented a preamble and resolutions passed by the General Assembly of the State of Rhode Island and Providence Plantations, instructing the Senators and requesting the Representatives of said State in Congress to endeavor to procure the enactment of a law designating the same day throughout the United States for the choice of electors of President and Vice President of the United States; which were referred to the Committee on the Judiciary, and ordered to be printed.

Mr. Kerr presented the memorial of the children and representatives of John Gunby, deceased, late an officer in the revolutionary army, praying an allowance of bounty land; which was referred to the Committee on Public Lands.

Mr. King presented the petition of William Wootten, praying compensation for property impressed into the service of the United States during the Creek hostilities in the year 1836; which was referred to the Committee of Claims.

Mr. Benton presented the petition of Elizabeth Munro, praying permission to exchange certain land erroneously entered by her, for others which she designed to purchase; which was referred to the Committee on Public Lands.

Mr. Berrien presented the petition of William Dougherty, praying that a patent may be issued in his favor, for certain reservations of land purchased from the Creek Indians; which was referred to the Committee on Public Lands.

On motion by Mr. Linn,

Ordered, That the memorial of Agnes Slack, and the memorial of the heirs of Louis de Repentigny, on the files of the Senate, be referred to the Committee on Private Land Claims.

On motion by Mr. King,

Ordered, That the report from the Secretary of the Treasury, on the files of the Senate, in relation to the claim of the heirs of William Turvin to certain lands, be referred to the Committee on Private Land Claims.

On motion by Mr. Porter,

Ordered, That Ezra St. John have leave to withdraw his petition and papers on the files of the Senate.

Mr. Woodbury submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Secretary of the Treasury be directed to lay before the Senate a schedule of the expenditures for the fourth quarter of the year 1841, in a form similar to that adopted in the statement annexed to his last annual report for the first three quarters.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the heirs of Thomas West, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition be rejected.

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the representatives of Gustavus B. Horner, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition be rejected.

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the executor of Isaac Bronson, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition be rejected.

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of Moses Elmer, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition be denied.

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the heirs of Preserved Clapp, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition be rejected.

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of George Townly, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition be rejected.

Ordered, That the report be printed.

On motion by Mr. Prentiss,

Ordered, That the Committee on Public Lands be discharged from the further consideration of the petition of citizens of Indiana, presented the 3d of March, praying the correction of an error in a survey of the public lands.

Mr. Sevier had leave, by unanimous consent, to bring in a resolution (S. R. 8) to provide for the payment of certain Cherokee claims arising under the treaty of 1835–'6; which was read the first and second times, by unanimous consent, and referred to the Committee on Indian Affairs.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims, on the petition of Jeremiah Basye; and, in concurrence therewith,

Resolved, That the prayer of the petition cannot be granted.

The Senate proceeded to consider the resolution reported by the Committee on Pensions, on the petition of Enoch Dearborn; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims, on the petition of the executor of John Spotswood; and, in concurrence therewith,

Resolved, That the prayer of the petition be denied.

The Senate proceeded to consider the resolution reported by the Committee on Pensions, on the petition of the widow of Nathan Blood; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the report of the Committee on Naval Affairs, on the petition of Olive R. Watts; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee on Pensions, on the petition of Anna Watson; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee on Pensions, on the petition of John P. Foulk; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee on Finance, on the petition of Stephen Simpson, one of the heirs and legal representatives of George Simpson; and,

On motion by Mr. Buchanan,

Ordered, That it lie on the table.

The Senate resumed the consideration of the report of the Committee of Claims, on the claim of Samuel Milroy; and, in concurrence therewith,

Ordered, That the Committee be discharged from the further consideration of the subject.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 176) amendatory of the several acts establishing the Treasury Department; and,

On motion by Mr. Tallmadge,

Ordered, That the further consideration thereof be postponed to, and made the order of the day for, Monday, the 21st instant.

A message from the President of the United States, by Mr. Tyler, his Secretary:

Mr. President: The President of the United States approved and signed, the 4th instant, the bill entitled, "An act to provide for the early disposition of the lands lying in the State of Alabama, acquired from the Cherokee Indians by the treaty of 29th December, 1835."

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 112) to suspend, for a limited time, the operation of a part of an act entitled, "An act to revive and extend the charters of certain banks in the District of Columbia."

On motion by Mr. Allen,

That it lie on the table,

It was determined in the negative, { Yeas, ... 15, / Nays, ... 21.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Benton, Buchanan, Calhoun, Fulton, King, Linn, McRoberts, Smith, of Connecticut, Sturgeon, Tappan, Wilcox, Williams, Woodbury, Wright.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clay, Clayton, Evans, Graham, Kerr, Mangum, Miller, Morehead, Porter, Simmons, Smith, of Indiana, Southard, Tallmadge, White, Woodbridge.

So the motion was disagreed to.

On motion by Mr. Allen,

To recommit the bill to the Committee on the District of Columbia, with certain instructions;

A debate ensued; and,

On motion by Mr. Sevier,

The Senate adjourned.

TUESDAY, March 8, 1842.

The president pro tempore laid before the Senate a report of the Secretary of War, made in compliance with a resolution of the Senate, accompanied by a report on the survey of the boundary between Michigan and Wisconsin; which was read.

On motion by Mr. Porter, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

The President pro tempore laid before the Senate a report of the Commissioner of the General Land Office, made in compliance with a resolution of the Senate, showing the names of the early settlers (original claimants) in the Illinois country who were not confirmed by the Governors of the Territory, in the full quantity of four hundred acres of land, and the quantity of each confirmation; which was read.

Ordered, That it lie on the table.

The President pro tempore laid before the Senate a report of the Commissioner of the General Land Office, showing the construction given to the act of July 4, 1836, confirming the reports of the board of commissioners; which was read, and referred to the Committee on Private Land Claims.

The President pro tempore laid before the Senate a report of the Secretary of the Navy, made in compliance with a resolution of the Senate, showing the appropriations for the several navy-yards, and the amount expended at the navy-yard at Pensacola; which was read.

On motion by Mr. Barrow, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

The President pro tempore laid before the Senate a letter from the Governor of the Territory of Iowa, communicating, in compliance with the request of the Legislature of Iowa, a copy of resolutions passed by that body on the subject of the boundary between the Territory of Iowa and the State of Missouri; which were referred to the Committee on the Judiciary.

On motion, by Mr. Linn, that the resolutions be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Choate presented the petition of numerous citizens of Ipswich, Massachusetts, praying the repeal or amendment of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Tallmadge presented the memorial of numerous merchants, manufacturers, and others, citizens of Philadelphia county and city, praying the adoption of the plan recommended by the President of the United States for a board of exchequer, or fiscal agent.

Ordered, That it lie on the table.

Mr. Barrow presented a resolution passed by the Legislature of the State of Louisiana, requesting the Senators and Representatives of said State in Congress to use their exertions to obtain an appropriation for completing the survey of the lands in that State, and to urge the propriety of their early sale; which was referred to the Committee on Public Lands.

Mr. Archer presented a memorial adopted at a meeting of a portion of the iron-masters of Virginia, held in the town of Lexington, in said State, praying the imposition of such duties on imported iron as will afford security and protection to that branch of domestic manufactures against foreign competition; which was referred to the Committee on Manufactures.

Mr. Buchanan presented the petition of William B. McMurtrie, praying to be indemnified for losses sustained in consequence of the revocation of his appointment as a member of the scientific corps attached to the South sea exploring expedition; which was referred to the Committee on Naval Affairs.

Mr. Berrien presented the petition of Johnson K. Rogers, a Cherokee Indian, praying that the value of certain improvements on his lands may be paid to him, according to the provisions of the treaty of New Echota, between

the United States and the Cherokee Nation of Indians; which was referred to the Committee on Indian Affairs.

Mr. Berrien presented the petition of Lewis Ralston, the head of a Cherokee family, praying remuneration for the loss of his improvements which he was compelled to abandon, contrary to the provisions of the treaty by which the Cherokee Indians ceded their lands to the United States; which was referred to the Committee on Indian Affairs.

Mr. Wright presented resolutions adopted by the Chamber of Commerce of the city of New York, in favor of continuing the operations of the coast survey; which were referred to the Committee on Finance.

On motion by Mr. Wright, that they be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Wright submitted documents in relation to the claim of Alexander Thompson, a soldier in the revolutionary war, to a pension; which were referred to the Committee on Pensions.

On motion by Mr. Williams,

Ordered, That the petition of Andrew Forrest, on the files of the Senate, be referred to the Committee on Naval Affairs.

On motion by Mr. Porter,

Ordered, That the petition of Ezra St. John, on the files of the Senate, be referred to the Committee of Claims.

Mr. Sevier submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Indian Affairs be instructed to inquire into the expediency of providing by law for the settlement of the accounts of Simeon Buckner, late contractor for transporting the Chickasaw Indians from Memphis, Tennessee, to their new homes west of the State of Arkansas.

Mr. Sevier submitted documents in relation to the claim of Simeon Buckner; which were referred to the Committee on Indian Affairs.

On motion by Mr. White,

Ordered, That William Polk have leave to withdraw his petition and papers.

On motion by Mr. Linn,

Ordered, That the report of the Commissioner of Patents of the 7th of February, together with such of the accompanying documents as were designated for printing by the Committee on Printing, be printed; and that three thousand copies thereof, in addition to the usual number, be sent to the Senate.

On motion by Mr. Prentiss,

Ordered, That the report of the Commissioner of Patents, of the 7th February, be referred to the Committee on Patents.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred so much of the message of the President of the United States, at the commencement of the session, as relates to the subject, reported a bill (S. 181) to provide further remedial justice in the courts of the United States; which was read, and passed to the second reading.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred the bill (S. 142) further supplementary to an act entitled, "An act to establish the judicial courts of the United States," passed the 24th of September, 1789, reported it with amendments; which were read.

On motion by Mr. Prentiss,

Ordered, That the Committee on Pensions be discharged from the further consideration of the petition of Margaret A. Askins.

Mr. Clayton, from the Committee on the Judiciary, to whom the petition of Nancy B. Hickman was referred, reported a bill (S. 182) for the relief of the legal representatives of William Hull, deceased.

Mr. Clayton also made a report on the subject; which was ordered to be printed.

On motion by Mr. Sevier,

Ordered, That the Committee on Pensions be discharged from the further consideration of the petition of Jacob Park.

Mr. White, from the Committee on Indian Affairs, to whom the subject was referred, reported a bill (S. 183) to authorize the Secretary of War to adjust and pay to Benjamin Murphy, of Arkansas, the value of his corn, cattle, and hogs, taken by the Cherokee Indians in the month of December, 1828; which was read, and passed to the second reading.

Mr. White also submitted a report on the subject; which was ordered to be printed.

Mr. Graham, from the Committee on Pensions, to whom the documents relating to the claim of John Stewart for a pension were referred, reported the following resolution:

Resolved, That the applicant, John Stewart, is not entitled to a pension.

Mr. Bates, from the Committee on Pensions, to whom were referred the documents relating to the claim of Rachel Morey for a pension, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition of Rachel Morey be rejected.

Mr. Bates, from the Committee on Pensions, to whom was referred the petition of Joseph Bartlett and others, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioners ought not to be granted.

Ordered, That the report be printed.

The Senate proceeded to consider the resolution reported by the Committee on Pensions, on the petition of Mary Nelson; and,

On motion by Mr. Clay,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims, on the petition of the heirs of John and Henry Banks; and, in concurrence therewith,

Resolved, That the prayer of the petitioners ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee on Private Land Claims, on the petition of the representatives of Louis La Beaume; and, in concurrence therewith,

Resolved, That the prayer of the petitioners should not be granted.

The Senate proceeded to consider the report of the Committee on Private Land Claims, on the petition of the administrator of Richard C. Allen; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee on Private Land Claims, on the petition of A. H. Evans; and, in concurrence therewith,

Resolved, That the prayer of the petitioner be rejected.

The Senate proceeded to consider the resolution reported by the Committee of Claims, on the petition of the administrator of John Teackle; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

In my message of the 7th December, I suggested to Congress the propriety, and, in some degree, the necessity, of making proper provisions, by law, within the pale of the constitution, for the removal, at their commencement, and at the option of the party, of all such cases as might arise in State courts involving national questions, or questions touching the faithful observance and discharge of the international obligations of the United States, from such State tribunal to the Federal judiciary. I am urged to repeat, at this time, this recommendation, by the receipt of intelligence, upon which I rely, that a subject of Great Britain, residing in Upper Canada, has been arrested upon a charge of connexion with the expedition fitted out by the Canadian authorities, by which the "Caroline" was destroyed, and will, in all probability, be subjected to trial in the State courts of New York. It is doubtful whether, in this state of things, should his discharge be demanded by the British Government, this Government is invested with any control over the subject, until the case shall have reached the court of final resort of the State of New York, and been decided in that court. And although such delay ought not, in a national point of view, to give cause of umbrage to Great Britain, yet the prompt and instant rendering of justice to foreign nations, should be placed among our highest duties. I cannot, therefore, in consideration of what properly becomes the United States, and in anticipation of any demand from a foreign Government, for the discharge of one of its subjects, forego the duty of repeating my recommendation to Congress, for the immediate adoption of some suitable legislative provision on this subject.

JOHN TYLER.

WASHINGTON, *March* 8, 1842.

The message was read.

On motion by Mr. Berrien, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

The Senate resumed, as in Committee of the Whole, the bill (H. R. 112) to suspend, for a limited time, the operation of a part of the act, entitled, "An act to revive and extend the charters of certain banks in the District of Columbia."

On motion by Mr. Allen,

That the bill be recommitted, with instructions to inquire and report to the Senate, whether the banks in this District, or any one of them, have violated, directly or indirectly, or in any manner sought to evade, any one of the requirements, provisoes, or conditions of the act, entitled, "An act to revive and extend the charters of certain banks in the District of Columbia," approved August 25, 1841; and especially whether they, or either of them, have issued and acted upon a circular letter in the following words:

"BANK OF THE METROPOLIS,
"*Washington, February* 1, 1842.

"SIR: As the banks in this District are restrained, by their charters, from paying out, after the 1st of March next, the notes of any suspended bank, or any paper which is not equivalent to gold and silver, I am directed by the board of directors to inform you, that, previous to that day, whatever balance,

in current notes, may remain to your credit in this bank, will be placed in the hands of Richard Smith, cashier of this bank, to be held by him, individually, to pay over to you at such times and in such amounts as may suit your convenience, in funds similar to those you deposited, for the payment of which this bank will be responsible.

"Should it be desired by you to make further deposites in current funds with Mr. Smith, he will be permitted by the bank to receive them, and such deposites being placed in this bank, by him, will be equally safe to the depositors as if they had been made with the bank direct.

"Specie deposites will be received by the bank as heretofore.

"I am, very respectfully, your obedient servant:"

Also, whether they or any one of them have, since the date last named, issued, reissued, or in any manner put in circulation, any certificates of a character and description of which the following words and figures are an example:

"Certificate of deposite
X A. No. 1595. 10.
Ten Ten
Ten. PATRIOTIC BANK OF WASHINGTON.

J. R. Nourse, a stockholder in this Bank, has deposited ten dollars which will be paid to his order in current bank notes on the return of this certificate.

WASHINGTON, D. C., *November* 1, 1841.

10. C. BESTOR, *Cash'r.* W. A. BRADLEY, *Pres't.* X":

And if so, which of said banks and what number, denomination, and amount of such certificates;

It was determined in the negative, { Yeas, ... 18, / Nays, ... 25.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Benton, Buchanan, Calhoun, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clay, Clayton, Evans, Graham, Henderson, Huntington, Kerr, Mangum, Miller, Morehead, Phelps, Porter, Prentiss, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, Woodbridge.

On motion by Mr. Benton,

That the bill lie on the table,

It was determined in the negative, { Yeas, ... 18, / Nays, ... 25.

On motion by Mr. Benton,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Benton, Buchanan, Calhoun, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clay, Clayton,

Evans, Graham, Henderson, Huntington, Kerr, Mangum, Miller, Morehead, Phelps, Porter, Prentiss, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, Woodbridge.

The bill having been amended, on the motion of Mr Bayard, was reported to the Senate, and the amendment was concurred in.

Ordered, That it be engrossed and read a third time.

After the consideration of Executive business,

The Senate adjourned.

WEDNESDAY, March 9, 1842.

Mr. Tallmadge presented three memorials from citizens of the State of New York, remonstrating against the postponement or repeal of the bankrupt law; which were referred to the Committee on the Judiciary.

Mr. Evans presented the memorial of Thomas Allen, praying additional compensation for printing the Biennial Register for 1841; which was referred to the Committee on Finance.

Mr. Miller presented a memorial from numerous manufacturers of window glass, in the State of New Jersey praying the imposition of a specific duty on imported window glass equal to that collected prior to the 31st December, 1841; which was referred to the Committee on Manufactures.

Mr. Sturgeon presented a memorial of citizens of Lycoming county, Pennsylvania, praying an increase of the duties on iron manufactures; which was referred to the Committee on Manufactures.

Mr. Morehead presented a memorial signed by numerous citizens of Cincinnati, Ohio, and Covington, Kentucky, praying certain modifications of the act of July 4, 1836, prescribing the conditions on which patents shall be issued for inventions and improvements; which was referred to the Committee on the Judiciary.

On motion by Mr. Morehead, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Young submitted a communication from the Commissioner of the General Land Office, on the subject of the sixteenth section, in township six, south of range two east, in Franklin county, Illinois; which was referred to the Committee on Public Lands.

On motion by Mr. King,

Ordered, That the memorial of William H. Robertson and others, on the files of the Senate, be referred to the Committee on Finance.

Mr. King submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Public Lands be instructed to inquire into the expediency of authorizing William Waller to purchase of the Government, at the minimum price, fractional section number seventeen, township five, range four east, in the Cahawba land district, in the State of Alabama; which tract of land was reserved to Arthur Sizemore by the treaty of Fort Jackson, and conveyed by him to said William Waller for a valuable consideration.

On motion by Mr. Evans,

Ordered, That the Committee on Finance be discharged from the further consideration of the "plan for a United States National Exchequer," presented to the Senate the 2d instant.

Mr. Walker, from the Committee on the Judiciary, to whom was referred

the memorial of the widow and legal representative of Joseph Nourse, deceased, reported a bill (S. 184) to authorize the settlement of the account of Joseph Nourse; which was read, and passed to the second reading.

Mr. Walker, from the Committee on the Judiciary, to whom was referred the bill (S. 56) to increase the compensation of the judge of the United States district court for the State of Louisiana, reported it with amendments; which were read.

On motion by Mr. Walker,

That the Committee on the Judiciary be discharged from the consideration of the resolution, passed by the Senate the 23d December, 1841, instructing the committee to inquire into the expediency of increasing the salary of the district judge of the Indiana district;

On motion by Mr. Smith, of Indiana,

Ordered, That the motion lie on the table.

Mr. Fulton, from the Committee on Private Land Claims, to whom was referred the bill (S. 86) to confirm claims to lands in the district between the Rio Hondo and Sabine rivers, reported it without amendment.

Mr. Henderson, from the Committee on Private Land Claims, to whom was referred the petition of Amanda M. James, reported thereon.

The Senate proceeded to consider the report; and, in concurrence therewith,

Ordered, That the Committee on Private Land Claims be discharged from the further consideration of the petition of Amanda M. James, and that it be referred to the Committee on Public Lands.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of the heir of Francis L. B. Goodwin; and, in concurrence therewith,

Resolved, That the prayer of the petition be denied.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of Moses Elmer; and, in concurrence therewith,

Resolved, That the prayer of the petition be denied.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of George Townley; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The Senate proceeded to consider the resolution reported by the Committee on Pensions on the claim of John Stewart; and, in concurrence therewith,

Resolved, That the applicant is not entitled to a pension.

Agreeably to notice, Mr. Bayard asked and obtained leave to bring in a bill (S. 185) respecting furloughs in the naval service; which was read the first and second times, by unanimous consent, and referred to the Committee on Naval Affairs.

Agreeably to notice, Mr. Berrien asked and obtained leave to bring in a bill (S. 186) to provide for the reports of the decisions of the Supreme Court of the United States; which was read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

The amendment to the bill (H. R. 112) to suspend, for a limited time, the operation of a part of an act entitled, "An act to revive and extend the charters of certain banks in the District of Columbia," having been reported by the committee correctly engrossed, the bill was read a third time as amended.

On the question, "Shall this bill pass with an amendment?"

It was determined in the affirmative, { Yeas, ... 21, / Nays, ... 18.

On motion by Mr. Woodbury,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Barrow, Bates, Bayard, Choate, Clay, Clayton, Evans, Graham, Huntington, Mangum, Miller, Morehead, Phelps, Porter, Prentiss, Simmons, Smith, of Indiana, Southard, Sprague, Tallmadge, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Benton, Buchanan, Calhoun, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

So it was,

Resolved, That this bill pass with an amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 5) to establish a board of commissioners to hear and examine claims against the United States; and,

Ordered, That it lie on the table.

The Senate resumed, as in Committee of the Whole, the bill (S. 100) to amend the act entitled, "An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights;" and an amendment being proposed by Mr. McRoberts,

After debate,

On motion by Mr. Clay,

Ordered, That the bill lie on the table.

The Senate resumed the consideration of the resolutions submitted by Mr. Clay the 15th February, on the subject of the revenues and expenditures of the Government; and,

After the consideration of Executive business,

The Senate adjourned.

THURSDAY, March 10, 1842.

The President pro tempore laid before the Senate a report of the Secretary of the Navy, made in compliance with a resolution of the Senate, showing the appointments in the navy since the 4th of March, 1841; with the rank, date of appointment, the State where born, from which appointed, and of which a citizen when appointed; which was read.

On motion by Mr. Barrow, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

The President pro tempore laid before the Senate a report of the Secretary of War, made agreeably to law, exhibiting the expenditures during the year 1841 from the appropriation for the contingent expenses of the military establishment; which was read.

On motion by Mr. Evans, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

The President pro tempore laid before the Senate resolutions passed by the Legislative Assembly of the Territory of Wisconsin, in relation to the extinguishment of Indian title within the Territory, and the removal of the Indians therefrom; which were read.

On motion by Mr. White, that they be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Walker presented the memorial of numerous citizens of Litchfield, Ohio, praying the suppression, by legal enactments, of the practice of converting the gold and silver coin of the country into wares and merchandise; which was referred to the Committee on Finance.

Mr. Young presented the memorial of numerous citizens of Illinois, praying a grant of an additional quantity of public land to aid in the completion of the Illinois and Michigan canal; which was referred to the Committee on Public Lands.

Mr. Young submitted a report of a committee appointed by the trustees of the town of Milwaukie, relative to the commerce of that town and the navigation of Lake Michigan; which was referred to the Committee on Commerce.

On motion by Mr. Young, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Wright presented the memorial of citizens of New York, remonstrating against the postponement or repeal of the bankrupt law; which was referred to the Committee on the Judiciary.

On motion by Mr. Linn,

Ordered, That the petition of Thomas S. Clarke, on the files of the Senate, be referred to the Committee of Claims.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the message of the President of the United States of the 8th instant; and the report of the Secretary of War of the 8th instant, on the boundary between the State of Michigan and the Territory of Wisconsin; and

Ordered, That they be printed.

Mr. Mangum, from the Committee on Printing, reported against printing the following subjects:

Resolutions of the Legislative Assembly of the Territory of Iowa, presented the 11th of February, respecting the extinguishment of Indian title;

Resolutions of the Legislative Assembly of the Territory of Iowa, respecting a donation of land for school purposes;

Resolutions of the Legislative Assembly of the Territory of Iowa, in relation to the boundary line, presented the 8th of March;

Document showing the net revenue of Great Britain for the years ending January 5, 1841 and 1842;

Resolutions of the Chamber of Commerce of New York, presented the 8th instant; and

The report was concurred in.

Mr. Graham, from the Committee of Claims, to whom was referred the bill (H. R. 47) to amend the act entitled, "An act for the relief of Chauncey Calhoun," passed March 3, 1839, reported it without amendment.

Mr. Graham, from the Committee of Claims, to whom was referred the petition of the administrator of Thomas Cutts, submitted a report, accompanied by a resolution,

"That the prayer of the petition ought not to be granted."

Ordered, That the report be printed.

Agreeably to notice, Mr. Linn asked and obtained leave to bring in a bill (S. 187) to indemnify Major General Andrew Jackson for damages sustained in the discharge of his official duty; which was read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

A message from the House of Representatives by Mr. Clarke their Clerk:

Mr. President: The House of Representatives have passed the bill from the Senate (S. 113) entitled, "An act to authorize the Governor of the State of Illinois to cause to be selected the lands therein mentioned."

The Senate resumed, as in Committee of the Whole, the consideration of the bill (S. 100) to amend the act entitled, "An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights," approved September 4, 1841, together with the amendment proposed thereto: and, after debate,

On motion by Mr. Clay,

Ordered, That it lie on the table.

The Senate resumed the consideration of the resolutions submitted by Mr. Clay the 15th February, in relation to the revenues and expenditures of the Government: and,

After debate, and the consideration of Executive business, by unanimous consent,

The Senate adjourned.

FRIDAY, March 11, 1842.

The President pro tempore laid before the Senate a report of the Secretary of the Navy, made in compliance with a resolution of the Senate, communicating the measures adopted by the Department in execution of the joint resolution of the 11th September, 1841, respecting the purchase of domestic hemp; which was read.

On motion by Mr. Sevier, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Buchanan presented two memorials from citizens of the city and county of Philadelphia, praying that a fine, with the accruing costs, imposed on Major General Andrew Jackson, for the enforcement of martial law at New Orleans, may be remitted; which were referred to the Committee on the Judiciary.

Mr. Buchanan presented two memorials from citizens of Pittsburg and Allegany county, Pennsylvania, praying that a tariff of duties may be imposed, embracing the principle of discrimination, for the protection of domestic labor and manufactures; which were referred to the Committee on Manufactures.

Mr. Buchanan presented three memorials from citizens of the State of Pennsylvania, praying an increase of the duties on imported iron manufactures; which were referred to the Committee on Manufactures.

Mr. Buchanan presented a memorial from citizens of Columbia county, Pennsylvania, praying that discriminating duties may be imposed on all articles of import, for the protection of American industry from foreign competition; which was referred to the Committee on Manufactures.

Mr. Sturgeon presented proceedings adopted at a meeting of the citizens of Monongahela city and vicinity, in favor of the establishment of a protective tariff; which were referred to the Committee on Manufactures.

On motion by Mr. Sturgeon, that they be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Sturgeon presented two memorials from citizens of the city and county of Philadelphia, praying that the fine imposed on Major General Andrew Jackson, for the enforcement of martial law at New Orleans, with the accruing costs, may be remitted; which were referred to the Committee on the Judiciary.

Mr. Allen presented the petition of the executors of Thomas Worthington, deceased, praying that the estate of the deceased may be released from liability on a judgment obtained against him as surety for Samuel Finley, receiver of public moneys at Chilicothe; which was referred to the Committee on the Judiciary.

Mr. Bayard presented the memorial of the common council of Alexandria, praying that that place may be selected as the site for a marine hospital in the District of Columbia; which was referred to the Committee on the District of Columbia.

Mr. Porter presented the petition of H. H. Comstock, praying that the practice and rules of proceedings in the circuit courts of the United States, may conform to the practice and rules of proceedings of the State courts in civil suits; which was referred to the Committee on the Judiciary.

Mr. Woodbury presented a memorial from shipowners and shipmasters of Portsmouth, New Hampshire, praying that the pilot law of March 2, 1837, may not be repealed.

Ordered, That it lie on the table.

On motion by Mr. Wright,

Ordered, That the petition of M. M. Quackenbos and others, sureties of Samuel Swartwout, on the files of the Senate, be referred to the Committee on the Judiciary.

On motion by Mr. White,

Ordered, That the documents, on the files of the Senate, relating to the claim of William Polk, be referred to the Committee of Claims.

On motion by Mr. Bates,

Ordered, That the Committee on Pensions be discharged from the further consideration of the petition of Lydia Moody, and that she have leave to withdraw her petition.

Mr. Young submitted the following resolution for consideration:

Resolved, That the Secretary of War be instructed to communicate to the Senate the report of John Flanagan, superintendent of the upper Mississippi lead mines, together with his correspondence with the Ordnance department on that subject, since his appointment to that office.

Mr. Mangum, from the Committee on Printing, reported against printing a document relating to the improvement of the harbor of Chicago, on Lake Erie, presented the 10th instant; also against printing the resolutions of the Legislative Assembly of Wisconsin, relating to the extinguishment of Indian title and the removal of Indians; and

The report was concurred in.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the following subjects:

Report of the Secretary of the Navy, communicated the 10th instant, respecting appointments in the navy;

Report of the Secretary of War, exhibiting the contingent expenditures of the military establishment during the year 1841.

Whereupon,

Ordered, That they be printed.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred the bill (S. 186) to provide for the reports of the decisions of the Supreme Court of the United States, reported it without amendment.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the memorial of the heir of Thomas West; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

S. 49. A bill for the relief Jaques Bon and Alexander Coleman, or their heirs and legal representatives;

S. 48. A bill for the relief of Sebastian Butcher, and the heirs and legal representatives of Bartholomew Butcher, Michael Butcher, and Peter Bloom; and, having been severally amended, they were reported to the Senate, and the amendments were concurred in.

Ordered, That they be engrossed and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 47) confirming the claim of the heirs of Joseph Thompson, sen., deceased, to a tract of land in Missouri; and, no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 77) confirming the claim of John Baptiste Le Compte to a tract of land in Louisiana; and,

On motion by Mr. Sevier,

Ordered, That it lie on the table.

Mr. Porter reported from the committee that they had examined and found duly enrolled, the bill (S. 113) entitled, "An act to authorize the Governors of the States of Illinois, Arkansas, and Missouri, to cause to be selected the lands therein mentioned.

On motion by Mr. Preston,

Ordered, That when the Senate adjourn, it be to Monday next.

The Senate resumed the consideration of the resolutions submitted by Mr. Clay the 15th February, in relation to the revenues and expenditures of the Government; and

After debate, and the consideration of Executive business, by unanimous consent,

The Senate adjourned.

MONDAY, March 14, 1842.

Mr. Clay presented a petition from citizens of the county of Orleans, in the State of New York, praying the adoption of certain measures which they propose for the purpose of effecting reforms in the proceedings of Congress; also, a petition from citizens of the Western district of Pennsylvania, praying that Congress may forthwith terminate their present session, for reasons set forth in the petition.

Ordered, That they lie on the table.

Mr. Clay presented the petition of Catharine Rinker and Mary D. Wade, praying an extension of the act providing payment for navy pensions; which was referred to the Committee on Pensions.

Mr. Clay presented the petition of William Chapin and numerous other persons, praying an appropriation for completing the harbor at the mouth of the Vermillion river, in the State of Ohio; which was referred to the Committee on Commerce.

Mr. Clay presented the memorial of Margaret Blennerhassett, praying compensation for property of her deceased husband destroyed by militia acting under the authority of the United States; which was referred to the Committee of Claims.

Mr. Clay presented a memorial from numerous citizens of York county, Pennsylvania, praying a protective tariff; which was referred to the Committee on Manufactures.

Mr. Tallmadge presented a petition from citizens of New York, praying the adoption of measures for the adjustment of international difficulties without a recourse to war.

Ordered, That it lie on the table.

Mr. Tallmadge presented the petition of citizens of the State of Vermont, praying the adoption of the plan recommended by the President of the United States for a Board of Exchequer, or fiscal agent.

Ordered, That it lie on the table.

Mr. McRoberts presented the petition of Patton Pilcher & Co., contractors for carrying the United States mail, praying remuneration for damages sustained in consequence of a violation of their contract; which was referred to the Committee on the Post Office and Post Roads.

Mr. Smith, of Indiana, presented the petition of numerous citizens of Henry county, Indiana, remonstrating against the annexation of Texas to the Union.

Ordered, That it lie on the table.

Mr. Buchanan presented the proceedings adopted at a meeting of citizens held at Lebanon, Pennsylvania, in favor of a tariff to provide an adequate revenue for the Government, and afford protection to the industry of the country; which were referred to the Committee on Manufactures.

Mr. Buchanan presented two memorials from citizens of Pennsylvania, praying an increase of the duties on imported iron manufactures; which were referred to the Committee on Manufactures.

Mr. Buchanan presented a memorial from citizens of York county, Pennsylvania, praying a protective tariff; which was referred to the Committee on Manufactures.

Mr. Buchanan presented two memorials from citizens of Philadelphia, praying the repayment of a fine and costs imposed on Major General Andrew Jackson, for the enforcement of martial law at New Orleans; which were referred to the Committee on the Judiciary.

Mr. Mangum presented the memorial of a committee in behalf of the warrant officers of the United States navy, praying an increase of compensation; which was referred to the Committee on Naval Affairs.

Mr. Wright presented a petition of numerous citizens of Onondaga county, New York, praying a reduction of the pay of members of Congress; which was referred to the Committee on Retrenchment.

Mr. White submitted an additional document in relation to the claim of William Polk; which was referred to the Committee of Claims.

On motion by Mr. Bates,

Ordered, That the petition of the heirs of General William Eaton, on the files of the Senate, be referred to the Committee on Military Affairs.

Mr. King submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on the Post Office and Post Roads be instructed to inquire into the expediency of authorizing and requiring the Postmaster General to pay to Kinkle & Carothers, the amount of certain drafts drawn in their favor, which the deputy postmasters on whom they were drawn failed to pay.

Mr. King submitted documents in relation to the claim of Kinkle & Ca-

rothers; which were referred to the Committee on the Post Office and Post Roads.

Mr. Barrow submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Naval Affairs be instructed to inquire into the expediency of an immediate appropriation by Congress for the construction of a war-steamer, upon the most improved plan, for the defence of New Orleans; to be constructed at some suitable point on the waters of the Mississippi river.

Mr. Young submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Public Lands be instructed to inquire into the expediency of granting a township of land to the State of Illinois, for the purpose of aiding the establishment of an institution chartered by the Legislature of that State, for the education of the deaf and dumb within its limits.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom the subject was referred, reported a bill (S. 188) for the relief of Phydelia Stevens; which was read, and passed to the second reading.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the petition of Elisha Burnett, reported a bill (S. 189) for his relief; which was read, and passed to the second reading.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the petition of Amanda M. James, reported a bill (S. 190) for her relief; which was read, and passed to the second reading.

Mr. Smith, of Indiana, from the Committee on Public Lands, reported a bill (S. 191) to provide for satisfying claims for bounty-lands for military services in the late war with Great Britain, and for other purposes; which was read, and passed to the second reading.

On motion by Mr. Smith, of Indiana,

Ordered, That the Committee on Public Lands be discharged from the further consideration of the following subjects:

Petition of the heirs of Robert Dickerson;

Documents relating to the claim of Lucretia Haymaker;

Petition of the heirs and representatives of John Gunby;

Resolution of the Senate, of the 25th January, instructing the Committee on Public Lands to inquire into the expediency of directing the surveyor general at Chilicothe, Ohio, to locate a Virginia military land-warrant in the name of Lucretia Haymaker, heir-at-law of John Bowen, deceased;

Resolution of the Senate, instructing the Committee on Public Lands to inquire into the expediency of reporting a bill for the relief of the heirs or legal representatives of John Peters;

Resolution of the Senate, instructing the Committee on Public Lands to inquire into the expediency of extending the time for the location of Virginia military land-warrants to those issued since the 10th of August, 1840: and that they be severally referred to the Committee on Military Affairs.

Mr. Graham, from the Committee of Claims, reported the bill (H. R. 51) for the relief of Conrad House, without amendment.

Mr. Graham also submitted an adverse report on the subject; which was ordered to be printed.

Mr. Graham, from the Committee of Claims, to whom were referred the documents relating to the claim of William Polk, reported a bill (S. 192) for his relief; which was read, and passed to the second reading

The Senate proceeded to consider the resolution submitted by Mr. Young, the 11th March; which was amended, on the motion of Mr. Preston, and agreed to, as follows:

Resolved, That the Secretary of War be instructed to communicate to the Senate the report of John Flanagan, superintendent of the Upper Mississippi lead mines, together with his correspondence with the Ordnance department on that subject, since his appointment to that office; and any other information in the possession of the department respecting those mines.

The following bills, having been reported correctly engrossed, were severally read a third time:

S. 47. A bill confirming the claim of the heirs of Joseph Thompson, senior, deceased, to a tract of land in Missouri;

S. 48. A bill for the relief of Sebastian Butcher, and the heirs and legal representatives of Bartholomew Butcher, Michael Butcher, and Peter Bloom;

S. 49. Bill for the relief of Jaques Bon and Alexander Coleman, or their heirs and legal representatives;

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the following bills, from the Senate:

S. 7. An act for the relief of Margaret Barnes, widow of Elijah Barnes;

S. 8. An act granting a pension to David Waller;

S. 13. An act for the relief of Joseph Bassett;

S. 18. An act granting a pension to William Rand;

S. 20. An act for the relief of Samuel Crapin;

S. 28. An act for the relief of Huldah Tucker;

S. 40. An act granting a pension to Margaret Jamison.

The House of Representatives have passed the following bills:

H. R. 127. An act for the relief of the legal representatives of Colonel William Piatt;

H. R. 133. An act for the relief of Frederick Hopkins;

H. R. 134. An act in favor of Ellen Turney;

H. R. 135. An act for the relief of Job Hawkins;

H. R. 136. An act for the relief of William Harper;

H. R. 137. An act for the relief of William Fitzgerald;

H. R. 138. An act for the relief of David Freelove;

H. R. 139. An act granting a pension to Sarah Decker, widow of Samuel Decker, deceased;

H. R. 140. An act for the relief of Mary Campbell, widow of John Campbell;

H. R. 141. An act for the relief of Huldah Farlow;

H. R. 142. An act for the relief of Esther Parrott;

H. R. 144. An act for the relief of Clarissa Turney;

H. R. 145. An act for the relief of Elizabeth Gresham, widow of George Gresham;

H. R. 146. An act for the relief of the heirs of Joseph Plumb;

H. R. 147. An act for the relief of Joel Tiffany;

H. R. 148. An act for the relief of Mary Francis;

H. R. 151. An act granting a pension to Daniel Story;

H. R. 152. An act for the relief of Jonathan Britton;
H. R. 153. An act granting a pension to John Black, of the State of Georgia;
H. R. 154. An act for the relief of James Phelps;
H. R. 155. An act granting a pension to Asahel Kingsley;
H. R. 156. An act for the relief of Mary Ripley;
H. R. 158. An act for the relief of Sarah Moore, of the State of Maryland;
H. R. 161. An act granting a pension to Mary Johnson;
H. R. 162. An act for the relief of Mary Wolfe, of Pennsylvania;
H. R. 166. An act for the relief of Dorothy Bowman;
H. R. 167. An act for the relief of Effe Van Ness;
H. R. 168. An act for the relief of Amos Hunting;
H. R. 169. An act for the relief of Anselm Bailey;
H. R. 170. An act granting a pension to Elizabeth Fitch, widow of Dr. William Fitch, deceased;
H. R. 172. An act for the relief of the heirs of Seth Chapin;
H. R. 173. An act for the relief of Samuel Edgecomb;
H. R. 174. An act for the relief of George Sheffer;
H. R. 177. An act for the relief of Randolph Carter;
H. R. 299. An act supplementary to an act entitled, "An act to amend the act approved May 13, 1800, entitled, 'An act to amend an act entitled "An act to establish the judicial courts of the United States:"'" in which they request the concurrence of the Senate.

The said bills from the House of Representatives were severally read the first and second times, by unanimous consent.

Ordered, That the bill numbered 127, be referred to the Committee of Claims; that bills numbered 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 144, 145, 146, 147, 148, 151, 152, 153, 154, 155, 156, 158, 161, 162, 166, 167, 168, 169, 170, 172, 173, 174, and 177, be referred to the Committee on Pensions; and that bill numbered 299 be referred to the Committee on the Judiciary.

The Senate resumed the consideration of the resolutions submitted by Mr. Clay, the 15th February, on the subject of the revenues and expenditures of the Government; and, after debate, and the consideration of Executive business,

The Senate adjourned.

TUESDAY, March 15, 1842.

Mr. Woodbridge presented the petition of Joseph Campau, and other citizens of the State of Michigan, praying that provision may be made for the removal, by writ of error to the Supreme Court of the United States, of all suits pending in the courts of that State prior to her admission into the Union, the decisions on which have been made final by the laws of the State; which was referred to the Committee on the Judiciary.

Mr. Huntington presented four memorials from numerous citizens of the State of Connecticut, praying that duties may be imposed on foreign importations, so as to protect the manufactures and labor of the country; which were referred to the Committee on Manufactures.

On motion by Mr. Preston,

Ordered, That a member be appointed by the President pro tempore, on the Committee on Military Affairs, in the place of Mr. Pierce, resigned; and,

Mr. Wilcox was appointed.

Mr. Huntington, from the Committee on Commerce, to whom was referred the memorial of a number of the citizens of Rhode Island, reported a bill (S. 193) to annex a part of the town of Tiverton in the State of Rhode Island to the collection district of Fall river in the State of Massachusetts; which was read, and passed to the second reading.

On motion by Mr. Huntington,

Ordered, That the Committee on Commerce be discharged from the further consideration of the resolution instructing the committee to inquire into the expediency of authorizing the appointment of an additional number of inspectors of the customs in the district of Vermont.

Mr. Huntington, from the Committee of Commerce, to whom was referred the bill (S. 180) to establish a port of entry at the city of Bangor in the State of Maine, reported it without amendment, and that it ought not to pass.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred the resolution (H. R. 5) on the subject of printing the tables of the Sixth Census, reported it with an amendment, which was read.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the trustees of the first Presbyterian church of Elizabethtown in the State of New Jersey, submitted an adverse report; which was ordered to be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom were referred the documents relating to the claim of the representatives of John Jordan, deceased, submitted a report, accompanied by a resolution,

"That the prayer of the petition be denied."

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the memorial of the heirs of Everard Meade, submitted a report, accompanied by a resolution,

"That the prayer of the petition be rejected."

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the heirs of Israel Honeywell, submitted a report, accompanied by a resolution,

"That the prayer of the petition ought not to be granted."

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the memorial of the trustees of the Presbyterian church of Connecticut Farms in the State of New Jersey, submitted a report, accompanied by a resolution,

"That the prayer of the memorial cannot be granted."

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the heirs of Daniel Neil, submitted a report, accompanied by a resolution:

"That the prayer of the petition be denied."

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom were referred the documents relating to the claim of the legal representatives of Francis Vigo, submitted a report,

"That the claim cannot be allowed."

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the heir of William Meredith, submitted a report, accompanied by a resolution,

"That the prayer of the petition ought not to be granted."

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the legal representatives of Benjamin Harrison, submitted a report, accompanied by a resolution,

"That the prayer of the petition be denied."

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the bill (H. R. 56) for the relief of the legal representatives of Jane Fertinbaugh, reported it without amendment.

Mr. Phelps also submitted a special report on the subject; which was ordered to be printed.

On motion by Mr. Woodbridge,

Ordered, That the Committee on Commerce be discharged from the further consideration of the document, submitted the 10th of March, relating to the improvement of the harbor of Chicago on Lake Michigan; and that it be printed.

On motion by Mr. Sevier,

Ordered, That the Committee on Pensions be discharged from the further consideration of the petition of Mary F. B. Levely, and the petition of William Jones; and that they be severally referred to the Committee on Naval Affairs.

Mr. Sevier, from the Committee on Pensions, to whom was referred the petition of the heir of Isaac Barrows, reported the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Mr. Williams, from the Committee on Naval Affairs, to whom was referred the petition of Thomas Brownell, submitted a report, accompanied by a bill (S. 194) for his relief.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

The Senate resumed the consideration of the resolution submitted by Mr. Allen the 17th of January, in relation to the mode of supplying the required revenues of the Government; and after debate,

On motion by Mr. Rives,

Ordered, That the further consideration thereof be postponed until to-morrow.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 114) to extend the time for selling lands granted to the incorporated Kentucky Asylum for teaching the deaf and dumb; also a bill (H. R. 300) to authorize the judge of the district court for the eastern district of Pennsylvania to hold a special session of the said court.

The bill from the House of Representatives (H. R. 114) to extend the time for selling lands granted to the incorporated Kentucky Asylum for teaching the deaf and dumb, was read the first and second times, by unanimous consent, and referred to the Committee on Public Lands.

The bill from the House of Representatives (H. R. 300) to authorize the judge of the district court for the eastern district of Pennsylvania to hold a special session of the said court, was read the first and second times, by unan-

imous consent, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time by unanimous consent.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred the bill (H. R. 299) supplementary to an act entitled, "An act to amend the act approved May 13, 1800, entitled, 'An act to amend an act entitled, "An act to establish the judicial courts of the United States,"'" reported it without amendment.

The Senate proceeded to consider the said bill, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time by unanimous consent.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate resumed the consideration of the resolutions submitted by Mr. Clay the 15th February in relation to the revenues and expenditures of the Government; and,

After debate, and the consideration of Executive business,

The Senate adjourned.

WEDNESDAY, March 16, 1842.

The President pro tempore laid before the Senate a report of the Secretary of War, made in compliance with a resolution of the Senate, showing the average strength of the army during the year ending the 31st December, 1841, and the expense of the army during the same period; which was read.

Mr. Buchanan presented a memorial of citizens of Philadelphia, praying that the fine and costs imposed on Major General Andrew Jackson for the enforcement of martial law at New Orleans may be remitted; which was referred to the Committee on the Judiciary.

Mr. Buchanan presented a petition of citizens of Northumberland county, Pennsylvania, praying a revival of the act of July 7, 1838, granting half-pay and pensions to certain widows; which was referred to the Committee on Pensions.

Mr. Buchanan presented three memorials from citizens of the State of Pennsylvania, praying an increase of the duties on imported iron manufactures; which were referred to the Committee on Manufactures.

Mr. Buchanan presented a memorial from citizens of Pittsburg and Allegany county, Pennsylvania, praying a protective tariff; which was referred to the Committee on Manufactures.

Mr. Buchanan presented the petition of J. Hart, praying a remission of the duties levied on his distillery during the time he was unable to use it from unavoidable causes; which was referred to the Committee on Finance.

On motion by Mr. Graham,

Ordered, That the petition of Daniel G. Skinner, on the files of the Senate, be referred to the Committee of Claims.

Mr. Morehead, from the Committee on Indian Affairs, submitted a motion,

that the memorial of the Stockbridge nation of Indians and the accompanying document be printed; and

The motion was agreed to.

Mr. Morehead, from the Committee on Indian Affairs, submitted a motion that a communication from the Secretary of War, dated March 9, 1842, and the accompanying documents, in relation to the execution of the treaty of Dancing-rabbit creek, be printed; and

The motion was agreed to.

On motion by Mr. Henderson,

Ordered, That the Committee on Private Land Claims be discharged from the further consideration of the petition of Marcellin Tassin, and that it be referred to the Committee on Public Lands.

On motion by Mr. Porter,

That the map accompanying the report on the boundary line between Wisconsin and Michigan be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Graham, from the Committee on Pensions, to whom was referred the bill (H. R. 61) for the relief of John England, reported it without amendment, and that the bill ought not to pass.

Mr. McRoberts, from the Committee on the Post Office and Post Roads, who were instructed to inquire into the expediency of making compensation to Stockton, Falls, &c., for damages sustained in consequence of the interruption of the communication over the Potomac bridge, submitted a report, accompanied by a resolution,

"That the committee be discharged from the further consideration of the subject."

Ordered, That the report be printed.

Agreeably to notice, Mr. Calhoun asked and obtained leave to bring in a bill (S. 195) to authorize Chapman Levy to purchase as a pre-emptor a certain quarter section of land, now occupied by him, at the minimum price per acre; which was read the first and second times, by unanimous consent, and referred to the Committee on Public Lands.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of the heirs of Preserved Clapp; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of the representatives of Gustavus B. Horner; and,

On motion by Mr. Archer,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of the executor of Isaac Bronson; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The Senate proceeded to consider the resolution reported by the Committee on Pensions on the claim of Rachel Morey; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The Senate resumed, as in Committee of the Whole, the consideration of the following bills:

S. 26. A bill for the relief of Thankful Reynolds;

S. 41. A bill for the relief of Mary Snow; and, no amendment being made, they were severally reported to the Senate.

Ordered, That they be engrossed, and read a third time.

Mr. Williams reported from the committee that they had examined and found duly enrolled the following bills:

H. R. 299. An act supplementary to an act entitled "An act to amend an act approved May 13, 1800, entitled, 'An act to amend an act entitled, "An act to establish the judicial courts of the United States;"'"

H. R. 300. An act to authorize the judge of the district court for the eastern district of Pennsylvania to hold a special session of the said court.

Mr. Porter, from the committee, reported that they had examined and found duly enrolled the following bills:

S. 7. An act for the relief of Margaret Barnes, widow of Elijah Barnes;

S. 8. An act granting a pension to David Waller;

S. 13. An act for the relief of Joseph Bassett;

S. 18. An act granting a pension to William Rand;

S. 20. An act for the relief of Samuel Crapin;

S. 28. An act for the relief of Huldah Tucker;

S. 40. An act granting a pension to Margaret Jamison.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The Speaker of the House of Representatives, having signed eight enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The President pro tempore signed the enrolled bills numbered S. 7, 8, 13, 18, 20, 28, 40, 113, reported to have been examined; and they were delivered to the committee to be presented to the President of the United States.

The President pro tempore laid before the Senate a report of the Secretary of the Treasury, made in compliance with a resolution of the Senate, showing the expenditures of the Government for the last quarter of the year 1841.

On motion by Mr. Woodbury; that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

The Senate resumed the consideration of the resolutions submitted by Mr. Clay the 15th February, in relation to the revenues and expenditures of the Government; and,

After debate, and the consideration of Executive business,

The Senate adjourned.

THURSDAY, March 17, 1842.

The President pro tempore laid before the Senate a report of the Postmaster General, made in compliance with a resolution of the Senate, showing the routes on which the Sunday mails have been suspended, and the reduction in the expense which has been made by the suspensions; which was read, and referred to the Committee on the Post Office and Post Roads.

On motion by Mr. Clay, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Prentiss presented a memorial from numerous citizens of Rutland county, Vermont, praying a protective tariff; which was referred to the Committee on Manufactures.

Mr. Buchanan presented a memorial from citizens of Lebanon county, Pennsylvania, praying an increase of the duties on foreign importations, for the protection of domestic manufactures and industry; which was referred to the Committee on Manufactures.

Mr. Woodbridge presented the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Secretary of the Navy be directed to report to the

Senate whether any measures have been taken, and if any, what measures, for the construction of a war-steamer for the upper lakes.

Mr. Mangum, from the committee, reported in favor of printing the report of the Secretary of the Treasury, of the 16th instant, showing the expenditures of the Government for the last quarter of the year 1841;

Whereupon,

Ordered, That the report be printed.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the petition of Elizabeth Monro, reported a bill (S. 196) for her relief; which was read, and passed to the second reading.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (H. R. 114) to extend the time for selling the lands granted to the incorporated Kentucky Asylum for teaching the deaf and dumb, reported it without amendment.

Mr. Graham, from the Committee of Claims, to whom was referred the bill (H. R. 127) for the relief of the legal representatives of Colonel William Piatt, reported it without amendment.

Mr. Graham, from the Committee of Claims, to whom was referred the petition of the widow and administratrix of Andrew Lewis, submitted a report, accompanied by the following resolution:

Resolved, That the Committee of Claims be discharged from the further consideration of the petition.

Ordered, That the report be printed.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 195) to authorize Chapman Levy to purchase, as a pre-emptor, a certain quarter section of land, now occupied by him, at the minimum price per acre, reported it with an amendment; which was read.

The Senate proceeded to consider the bill last mentioned, as in Committee of the Whole, together with the amendment reported thereto; and, the reported amendment having been agreed to, the bill was reported to the Senate, and the amendment was concurred in.

Ordered, That the bill be engrossed and read a third time.

The following bills having been reported by the committee correctly engrossed, were severally read a third time:

S. 26. A bill for the relief of Thankful Reynolds;

S. 41. A bill in favor of Mary Snow.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed the consideration of the resolution submitted by Mr. Allen the 17th of January, in relation to the best mode of supplying any deficiency in the existing revenue; and,

On motion by Mr. Clay,

Ordered, That it lie on the table.

The Senate resumed the consideration of the resolution submitted by Mr. Merrick the 3d of February, proposing an additional joint rule; and,

On motion by Mr. Clay,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution reported by the Committee on pensions on the Petition of Roger Barrows, one of the children and heirs of Isaac Barrows; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The bill (S. 120) relative to the act entitled, "An act granting lands to certain exiles from Poland," approved the 30th June, 1834, was read the second time, and considered, as in Committee of the Whole; and having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That the bill be engrossed and read a third time.

The following bills were read a second time, and considered, as in Committee of the Whole:

S. 121. A bill for the relief of Hezekiah L. Thistle;

S. 123. A bill to revive and continue in force "An act supplementary to an act entitled, 'An act in addition to the act for the punishment of certain crimes against the United States, and to repeal the acts therein mentioned,' approved the 10th March, 1838;" and,

No amendment being made, they were severally reported to the Senate.

Ordered, That they be engrossed and read a third time.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The Speaker of the House of Representatives having signed two enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The President pro tempore signed the enrolled bills numbered H. R. 299, and H. R. 300, reported yesterday to have been examined, and they were delivered to the committee to be presented to the President of the United States.

The Senate resumed the consideration of the resolutions submitted by Mr. Clay the 15th February, in relation the revenues and expenditures of the Government; and,

After debate, and the consideration of Executive business,

The Senate adjourned.

FRIDAY, March 18, 1842.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

I have the honor to submit the accompanying report and documents from the Post Master General, in compliance with the resolution of the Senate of the 16th February.

JOHN TYLER.

Washington, *March* 17, 1842.

The message was read.

On motion by Mr. Mangum,

That it printed, with the accompanying documents,

Ordered, That the motion be referred to the Committee on Printing.

The President pro tempore laid before the Senate a report of the Secretary of War, made in compliance with a resolution of the Senate, accompanied by a report of John Flanagan, superintendent of the Upper Mississippi Lead Mines; which was read.

On motion by Mr. McRoberts, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Clay presented the memorial of numerous glass-cutters of the city of New York, praying that a specific duty may be laid on imported cut-glass ware; which was referred to the Committee on Manufactures.

On motion by Mr. Clay, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Choate presented a petition of certain shipowners and shipmasters of Newburyport, Massachusetts, praying that the pilot law of March 2, 1837, may not be repealed.

Ordered, That it lie on the table.

The President pro tempore presented resolutions passed by the Legislature of the Territory of Wisconsin, together with a message from the Governor of the Territory to that body on the subject of the boundary line between the Territory of Wisconsin and the State of Michigan; which were referred to the Committee on the Judiciary.

Mr. Choate submitted additional documents in relation to the claim of the administrator of John Judge, deceased; which, with his petition on the files of the Senate, was referred to the Committee on Naval Affairs.

Mr. Williams submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Secretary of the Navy be directed to communicate to the Senate the names of all officers now in the Navy of the United States, denoting the periods of their admission into the public service, and the dates of their present commissions, and the time of their respective sea service prior to the 1st of January, 1824; also, the time of service of all such officers, and of present passed midshipmen, severally, since January 1, 1824, at sea, and also on other duty, in separate columns.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims, on the petition of Joseph Bartlett, Alpheus Deming, and Luther Hilliard; and, in concurrence therewith,

Resolved, That the prayer of the petitioners ought not to be granted.

The Senate resumed the consideration of the resolution submitted by Mr. Merrick, the 3d February, proposing an additional joint rule; and,

On motion by Mr. Henderson,

Ordered, That it lie on the table.

The following bills having been reported by the committee correctly engrossed, were severally read a third time:

S. 120. A bill relative to the act entitled, "An act granting lands to certain exiles from Poland," approved 30th June, 1834;

S. 121. A bill for the relief of Hezekiah L. Thistle;

S. 123. A bill to revive and continue in force "An act supplementary to an act entitled, 'An act in addition to the act for the punishment of certain crimes against the United States, and to repeal the acts therein mentioned,' approved 10th March, 1838;"

S. 195. A bill to authorize Chapman Levy to purchase as a pre-emptor a certain quarter section of land now occupied by him at the minimum price per acre.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The following bills were severally read a second time, and considered, as in Committee of the Whole:

S. 124. A bill for the relief of Thomas M. Isett;

S. 125. A bill for the relief of Robert B. Lewis;

S. 126. A bill to remove the office of the surveyor general, and to change the location of the land office in the Greensburg district, in the State of

Louisiana; and no amendment being made, they were reported to the Senate.

Ordered, That they be engrossed and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 65) for the relief of Valerian Allain; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 42) to equalize the pay of the army, and for other purposes; and,

On motion by Mr. Sevier,

Ordered, That the further consideration thereof be postponed to next Monday week.

Mr. Porter reported from the committee, that they had this day presented to the President of the United States the ten enrolled bills (S. 7, 8, 13, 18, 20, 28, 40, 113; H. R. 299, 300), last reported to have been examined.

On motion by Mr. Barrow,

Ordered, That when the Senate adjourn it be to Monday next.

The Senate resumed the consideration of the resolutions submitted by Mr. Clay the 15th of February, in relation to the revenues and expenditures of the Government; and,

After debate,

On motion by Mr. Huntington,

The Senate adjourned.

MONDAY, March 21, 1842.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

In answer to the resolution of the Senate of the 2d ultimo, requesting information in regard to the demarcation of the boundary line between the United States and the republic of Texas, I transmit a report from the Secretary of State, and the papers by which it was accompanied.

JOHN TYLER.

Washington, *March* 17, 1842.

The message was read, and referred to the Committee on the Judiciary.

On motion by Mr. Sevier, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Barrow presented a preamble and resolutions passed by the Legislature of the State of Louisiana, in relation to the recent capture by Mexican forces of citizens of the United States travelling from Texas to Santa Fé, and outrages committed on the person of the United States consul at Santa Fé, by citizens of Mexico; which were read.

Ordered, That they be referred to the Committee on Foreign Relations.

Mr. Barrow presented a preamble and resolutions passed by the Legislature of the State of Louisiana, instructing the Senators and requesting the Representatives of said State in Congress to urge the instituting of judicial proceedings by the United States, for the adjustment of the titles to certain Spanish grants of land in the State of Louisiana; which were read.

Ordered, That they be referred to the Committee on Public Lands.

Mr. Buchanan presented two memorials from numerous citizens of the

State of Pennsylvania, praying an increase of the duties on foreign iron manufactures; which were referred to the Committee on Manufactures.

Mr. Buchanan presented a memorial from citizens of Oxford, Pennsylvania, praying that such duties may be imposed on imported liquors as will exclude them from the ports of the United States; which was referred to the Committee on Manufactures.

Mr. Tappan presented resolutions passed by the Legislature of the State of Ohio, instructing the Senators and requesting the Representatives of said State in Congress, to use their exertions to procure the enactment of a law to refund the fine, with interest and costs, imposed on Major General Andrew Jackson in the year 1815; which were read, and ordered to be printed.

Mr. Buchanan presented a memorial from citizens of Somerset county, Pennsylvania, praying a protective tariff, and two memorials from numerous citizens of Pennsylvania, praying the imposition of discriminating duties on such goods, wares, and merchandise, coming from abroad, as may be produced or manufactured in the United States; which were referred to the Committee on Manufactures.

Mr. Buchanan presented the petition of the widow of James Josiah, praying an extension of the act granting half-pay and pensions to certain widows; which was referred to the Committee on Pensions.

Mr. Berrien presented the petition of Orlando Saltmarsh and William Fuller, and the petition of Orlando Saltmarsh and William Overton, severally praying compensation for services in transporting the United States mail; which were referred to the Committee on the Post Office and Post Roads.

Mr. Tallmadge presented a memorial from citizens of Tompkins county, New York, praying the adoption of measures for releasing a citizen of that county from imprisonment by the Mexican authorities; which was referred to the Committtee on Foreign Relations.

Mr. Tallmadge presented a memorial from numerous citizens of Rochester, New York, praying a protective tariff; which was referred to the Committee on Manufactures.

Mr. Tallmadge presented the memorial of David Welch, a soldier in the last war with Great Britain, praying a pension; which was referred to the Committee on Pensions.

Mr. Tallmadge presented the petition of citizens of Lebanon, New York, praying that no new State, whose constitution tolerates domestic slavery, may be admitted into the Union, and the rejection of all propositions for the annexation of Texas to the Union.

Ordered, That it lie on the table.

Mr. Tallmadge presented the memorial of numerous masters of vessels of the city of New York, remonstrating against a repeal of the act concerning pilots.

Ordered, That it lie on the table.

Mr. Tallmadge presented a memorial from citizens of the State of New York, praying the adoption of the plan recommended by the President of the United States for a Board of Exchequer or fiscal agent.

Ordered, That it lie on the table.

Mr. Tallmadge presented the memorial of numerous ropemakers of New York and Brooklyn, praying an increase of the duties on foreign ropes and cordage; which was referred to the Committee on Manufactures.

Mr. Choate presented the petition of numerous citizens of Boston and its vicinity, interested in the manufacture of cotton, praying that a specific, in-

stead of an ad valorem duty, be imposed upon all imported cotton fabrics; which was referred to the Committee on Manufactures.

Mr. Choate presented a memorial from numerous citizens of Boston, principally consumers of lime for chemical purposes, praying that lime and lime rock may be admitted into the United States free of duty; which was referred to the Committee on Manufactures.

Mr. Clay presented a petition from citizens of York county, Pennsylvania, praying a protective tariff; which was referred to the Committee on Manufactures.

Mr. Woodbury presented the petition of David Currier, a soldier in the last war with Great Britain, praying a pension; which was referred to the Committee on Pensions.

Mr. Walker presented the petition of Alexander T. McMurtry, praying payment for a quantity of land conveyed by him to the United States for the purpose of erecting a marine hospital thereon; which was referred to the Committee of Claims.

Mr. Young presented a petition from citizens of Du Page county, Illinois, praying an additional grant of land to aid in the completion of the Illinois and Michigan canal; which was referred to the Committee on Public Lands.

Mr. Young presented a petition from citizens of Du Page county, Illinois, praying the establishment of a mail-route; which was referred to the Committee on the Post Office and Post Roads.

Mr. Merrick presented the memorial of Joseph L. Smith, praying the establishment of a department of agriculture and education, for the superintendence of the interest connected with those objects; which was referred to the Committee on Agriculture.

On motion by Mr. Merrick, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

On motion by Mr. Young,

Ordered, That the "Latter Day Saints" have leave to withdraw the evidence which accompanies their petition on the files of the Senate.

Mr. Tappan submitted the following resolution for consideration:

Resolved, That the Committee on the Judiciary be instructed to report to the Senate the bill referred to them for refunding to General Jackson a certain fine and costs immediately.

Mr. Choate submitted the following resolution for consideration:

Resolved, That the Secretary of State be directed to report to the Senate a statement of all treaties or other diplomatic arrangements now existing between the United States and other Governments, in which the principle of reciprocity and equality of duties and tonnage, whether in the direct or the indirect trade, is stipulated, together with the dates of such treaties, and the periods, respectively, at which the stipulations above mentioned will cease; and any evidence showing the effect of such stipulations upon the commerce and navigation of the United States.

Mr. McRoberts submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on the Post Office and Post Roads be directed to inquire into the expediency of establishing a mail-route from Shelbyville, in the State of Illinois, by Hillsboro', to Alton, in said State.

Mr. Young submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on the Post Office and Post Roads be in-

structed to inquire into the expediency of establishing a post-road from Tremont, in Tazewell county, Illinois, by way of Washington, Partridge Point, Crow Meadow, Sandy Creek, Magnolia, Vermilion, Vermilionville, and Point Republic post offices, to Ottowa, in Lasalle county, in the same State.

Mr. Young submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Secretary of War be instructed to report to the Senate whether, in his opinion, legislation is necessary to authorize the sale of the lead mine lands in the State of Illinois, and the Territories of Wisconsin and Iowa; or whether the same may be sold by the President in his discretion, under existing laws.

Mr. Preston presented the petition of Henry McKavitt, captain 8th regiment of infantry, for himself and the officers and soldiers under his command, praying indemnification for the loss of property, sustained in consequence of a hurricane and inundation, which carried away their camp, on the gulf coast, and every article of public and private property at the post; which was referred to the Committee on Military Affairs.

Mr. Smith, of Indiana, from the Committee on Public Lands, who were instructed to inquire into the subject, reported a bill (S. 197) for the relief of William Waller; which was read, and passed to the second reading.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the petition of Beckford C. Mathews, reported a bill (S. 198) for his relief; which was read, and passed to the second reading.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the petition of Marcelin Tassin, reported the following resolution:

Resolved, That the prayer of the petition ought not to be granted.

Agreeably to notice, Mr. Linn asked and obtained leave to bring in a bill (S. 199) to authenticate the printed publication of a report on the final adjustment of land claims in Missouri; which was read the first and second times, by unanimous consent, and referred to the Committee on Private Land Claims.

The bill (S. 124) entitled, "An act for the relief of Thomas M. Isett," having been reported by the committee correctly engrossed, was read a third time.

Resolved, That this bill pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

A message from the House of Representatives by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 307) to amend the several acts establishing a district court of the United States at Jackson, in the district of West Tennessee, in which they request the concurrence of the Senate.

The President of the United States approved and signed, the 19th instant, the following acts:

An act to authorize the judge of the district court for the eastern district of Pennsylvania, to hold a special session of said court;

An act supplementary to an act entitled, "An act to amend the act approved May 13, 1800, entitled, 'An act to amend an act entitled, "An act to establish the judicial courts of the United States."'"

A message from the President of the United States, by Mr. Tyler, his Secretary:

Mr. President: The President of the United States approved and signed, the 19th instant, the following acts:

An act for the relief of Samuel Crapin;
An act granting a pension to William Rand;
An act to authorize the Governors of the States of Illinois, Arkansas, and Missouri, to cause to be selected the lands therein mentioned;
An act for the relief of Joseph Bassett;
An act for the relief of Margaret Jamison;
An act for the relief of Margaret Barnes, widow of Elijah Barnes;
An act granting a pension to David Waller; and
An act for the relief of Huldah Tucker.

The bill (H. R. 307), this day received from the House of Representatives, was read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

The Senate resumed the consideration of the resolutions submitted by Mr. Clay the 15th February, in relation to the revenues and expenditures of the Government; and,

After debate, and the consideration of Executive business,

The Senate adjourned.

TUESDAY, March 22, 1842.

The President pro tempore laid before the Senate a report of the Secretary of the Treasury, made in compliance with a resolution of the Senate, exhibiting the payments into the Treasury during the years 1839, 1840, and 1841, from duties on imports and tonnage in the port of New Orleans, and from the sales of public lands in the State of Louisiana, and drafts drawn on public money within the State of Louisiana during the same period; which was read.

Mr. Young presented a petition from numerous citizens of Will county, Illinois, praying a grant of land to aid that State in the completion of the Illinois and Michigan canal; which was referred to the Committee on Public Lands.

Mr. Barrow presented the memorial of the widow and administratrix of James W. Mason, deceased, praying the confirmation of her title to a tract of land in the State of Louisiana; which was referred to the Committee on Private Land Claims.

Mr. Smith, of Indiana, presented the petition of Robert C. Green, of Indiana, praying the establishment of a mail-route; which was referred to the Committee on the Post Office and Post Roads.

Mr. Wright presented the memorial of citizens of Onondaga county, New York, remonstrating against the annexation of Texas to the Union.

Ordered, That it lie on the table.

Mr. Buchanan presented a memorial from numerous citizens of Perry county, Pennsylvania, praying the adoption of measures for the protection of domestic industry and manufactures from foreign competition; which was referred to the Committee on Manufactures.

Mr. Buchanan presented a memorial from numerous citizens of Lebanon county, Pennsylvania, praying an increase of the tariff for the protection of domestic manufactures and industry; which was referred to the Committee on Manufactures.

Mr. Allen presented a petition from citizens of Warren, Ohio, praying an amendment of the law regulating the transmission of newspapers through the post office; which was referred to the Committee on the Post Office and Post Roads.

On motion by Mr. Barrow,

Ordered, That the petition of William P. Allen and Martin Thomas, on the files of the Senate, be referred to the Committee on the Post Office and Post Roads.

Mr. Allen presented the proceedings of a democratic republican meeting in Muskingum county, Ohio, expressing their opposition to the measures and policy of those in power.

On motion by Mr. Tappan, that they be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Clay presented a memorial from numerous citizens of York county, Pennsylvania, praying an increase of the duties on imported iron manufactures; which was referred to the Committee on Manufactures.

Mr. Linn presented the petition of M. Mansur, praying to be allowed the pay of a surgeon in the army, for services performed by him in that capacity in the Florida campaign; which was referred to the Committee on Military Affairs.

On motion by Mr. Buchanan,

Ordered, That Margaret Jamison have leave to withdraw her petition and papers on the files of the Senate.

On motion by Mr. Benton,

Ordered, That James M. Burton have leave to withdraw his petition and papers on the files of the Senate.

Mr. Linn submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Military Affairs be instructed to inquire into the expediency of paying the claims of the Missouri volunteers, for the horses lost by them during the Florida campaign in 1837, in consequence of having been condemned as unfit for service by reason of the injuries received during the voyage from New Orleans to Tampa Bay, by the board of officers assembled at Tampa Bay to examine into the condition of such horses as survived the passage, and which, after their condemnation, were turned loose in the swamps, but of the death of which the claimants have no evidence. Also those which escaped and ran away, without any negligence or inattention on the part of the owners, and which were never recovered: *Provided*, That the committee do not consider these claims as fully covered by the law passed during the session of 1838–'39.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the message from the President of the United States of the 21st instant, in relation to the boundary line between the United States and the republic of Texas.

Whereupon,

Ordered, That the message and accompanying documents and maps be printed.

On motion by Mr. Sevier,

Ordered, That one thousand copies of the maps accompanying the message be printed for the use of the Senate, in addition to the usual number.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred the bill (H. R. 307) to amend the several acts establishing a district court of the United States at Jackson, in the district of West Tennessee, reported it with an amendment; which was read.

Mr. Graham, from the Committee on Pensions, to whom was referred the bill (H. R. 152) for the relief of Jonathan Britton, reported it without amendment.

Mr. Graham also submitted a special report on the subject; which was ordered to be printed.

Mr. Graham, from the Committee on Pensions, to whom was referred the bill (H. R. 168) for the relief of Amos Hunting, reported it without amendment.

Mr. Graham also submitted a special report on the subject; which was ordered to be printed.

Mr. Graham, from the Committee on Pensions, to whom was referred the bill (H. R. 139) granting a pension to Sarah Decker, widow of Samuel Decker, deceased, reported it without amendment.

On motion by Mr. Huntington,

That the Committee on Commerce be discharged from the further consideration of the petition of David Jones, and that it be referred to the Committee of Claims;

On motion by Mr. Clay,

Ordered, That the motion lie on the table.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of the heir of Richard Livingston, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition be rejected.

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of Eliza Causin, the only surviving child of John H. Stone, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition be rejected.

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the bill (H. R. 69) to authorize the payment of the seven years' half-pay on account of the revolutionary services of Captain William Kelly, reported it without amendment.

Mr. Phelps also submitted a special and adverse report on the subject; which was ordered to be printed.

Mr. Williams, from the Committee on Naval Affairs, to whom was referred the petition of Archibald H. Gillespie, submitted an adverse report; which was read.

Agreeably to notice, Mr. Mangum asked and obtained leave to bring in the following bills:

S. 200. A bill for the augmentation of the marine corps, and for other purposes;

S. 201. A bill to regulate the pay and emoluments of pursers and warrant officers in the navy;

S. 202. A bill to authorize the appointment of a board for the preparation of rules and laws for the regulation and government of the navy.

The said bills were severally read the first and second times, by unanimous consent, and referred to the Committee on Naval Affairs.

The following bills having been reported by the committee correctly engrossed, were severally read a third time:

S. 65. A bill for the relief of Valerian Allain;

S. 125. A bill for the relief of Robert B. Lewis;

S. 126. A bill to remove the office of surveyor general, and to change the location of the land office in the Greensburg district, in the State of Louisiana.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed, as in Committee of the Whole, the bill (S. 77) confirming the claim of John Baptiste Le Compte to a tract of land in Louisiana; and,

On motion by Mr. Smith, of Indiana,

Ordered, That it lie on the table.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (S. 100) to amend the act entitled, "An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights," approved September 4, 1841, together with the amendments reported thereto.

On motion by Mr. McRoberts,

To amend the reported amendment, by striking out after the enacting clause, the following: "That all persons coming within the provisions of the 10th section of the act of September 4, 1841, entitled, 'An act to appropriate the proceeds of the sales of the public lands and to grant pre-emption rights,' shall be entitled to the right of pre-emption under its provisions, notwithstanding such person claiming the pre-emption may have settled upon and improved the lands claimed before they were surveyed: *Provided*, Such settlements were made before the passage of the act aforesaid, and after the extinguishment of the Indian title," and, in lieu thereof, inserting:

"*That so much of the act entitled, 'An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights,' approved September four, one thousand eight hundred and forty-one, as excludes from the right of pre-emption those who settled upon the public lands before they were surveyed; and so much of the said act as excludes from the right of pre-emption those who own three hundred and twenty acres of land elsewhere, or those who removed from their own land to reside upon the public lands; and so much of said act as denies a pre-emption to all persons who are not citizens of the United States, or who had not filed their application to become citizens, before they settled upon the land; be and the same is hereby repealed and modified, so as to allow a pre-emption to all persons who are entitled to the same according to the other provisions of that act; and all persons who shall become citizens of the United States, or who shall file their declaration in the proper court of record, to become citizens at any time before the public sale of the land upon which they reside, and who shall have made the settlement and improvements required by said act, shall be entitled to a pre-emption under the same.*"

The proposed amendment was amended, on the motion of Mr White, by inserting after the word "surveyed," in the 6th line, the words, "*and after the extinction of the Indian title.*"

On the question to agree to the amendment to the reported amendment:

A division was called for by Mr. McRoberts; and the question being taken on *striking out* the first section reported by the committee, and *inserting* the following: "*That so much of the act entitled, 'An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights,' approved September four, one thousand eight hundred and forty-one, as excludes from the right of pre-emption those who settled upon the public lands before they were surveyed, and after the extinction of the Indian title;*"

It was determined in the affirmative, { Yeas, ... 23, / Nays, ... 17.

On motion by Mr. McRoberts,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Fulton, Henderson, King, Linn, McRoberts, Porter, Sevier, Smith, of Connecticut, Sturgeon, Tallmadge, Tappan, Walker, White, Wilcox, Woodbridge, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clay, Clayton, Graham, Huntington, Mangum, Merrick, Miller, Morehead, Prentiss, Preston, Smith, of Indiana.

On the question to agree to the following clause of the proposed amendment: "*and so much of the said act as excludes from the right of pre-emption those who own three hundred and twenty acres of land elsewhere, or those who removed from their own land to reside upon the public lands;*"

It was determined in the affirmative, { Yeas, ... 22, / Nays, ... 18.

On motion by Mr. McRoberts,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Fulton, Henderson, King, Linn, McRoberts, Porter, Sevier, Smith, of Connecticut, Sturgeon, Tallmadge, Tappan, Walker, White, Wilcox, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Clay, Clayton, Graham, Huntington, Mangum, Merrick, Miller, Morehead, Prentiss, Preston, Rives, Smith, of Indiana, Woodbridge.

On the question to agree to the residue of the proposed amendment:

It was determined in the affirmative, { Yeas, ... 21, / Nays, ... 19.

On motion by Mr. McRoberts,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Fulton, Henderson, King, Linn, McRoberts, Porter, Sevier, Smith, of Connecticut, Sturgeon, Tallmadge, Tappan, Walker, White, Wilcox, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clay, Clayton, Graham, Huntington, Mangum, Merrick, Miller, Morehead, Prentiss, Preston, Rives, Smith, of Indiana, Woodbridge.

The amendment reported by the committee, as amended, was then agreed to.

The bill, having been further amended, on the motion of Mr. Walker, was reported to the Senate, and the amendments were concurred in.

Ordered, That the bill be engrossed, and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 114) to extend the time for selling the lands granted to the incorporated Kentucky asylum for teaching the deaf and dumb; and having been amended, on the motion of Mr. Sevier, it was reported to the Senate, and the amendment was concurred in.

Ordered, That the amendment be engrossed, and the bill read a third time.

The amendment to the said bill having been reported by the committee correctly engrossed, the bill was read a third time as amended.

Resolved, That this bill pass, with an amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

On motion by Mr. Calhoun,

The Senate adjourned.

WEDNESDAY, March 23, 1842.

Mr. Young presented a petition from numerous citizens of Stark county, Illinois, praying an additional grant of land to aid that State in the completion of the Illinois and Michigan canal; which was referred to the Committee on Public Lands.

Mr. Buchanan presented a memorial from numerous citizens of Schuylkill county, Pennsylvania, praying an increase of the duties on imported iron manufactures; which was referred to the Committee on Manufactures.

Mr. Benton presented the memorial of Robert P. Currin, praying compensation for an invasion by the United States of his rights as lessee of a tract of land reserved by the 4th article of the treaty of 1818 to the Chickasaw Indians, in the State of Tennessee; which was referred to the Committee on Public Lands.

Mr. Benton presented the memorial of numerous citizens of Cincinnati, Ohio, praying the construction of a canal around the falls of the Ohio river; which was referred to the Committee on Roads and Canals.

Mr. Allen presented a memorial from citizens of Lawrence county, Ohio, praying an increase of the duties on foreign importations, for the protection of domestic industry and manufactures; which was referred to the Committee on Manufactures.

Mr. Merrick presented resolutions passed by the General Assembly of the State of Maryland, in favor of an increase of the navy, and the adoption of energetic measures for the defence of the Chesapeake bay; which were read, referred to the Committee on Naval Affairs, and ordered to be printed.

On motion by Mr. Huntington,

Ordered, That the several memorials and documents, on the files of the Senate, of the second session of the twenty-fifth Congress, relative to lights and light-houses, be withdrawn for the purpose of being transmitted to the Committee on Commerce of the House of Representatives.

Mr. Henderson, from the Committee on Private Land Claims, to whom was referred the petition of the legal representatives of Philip Barbour, reported a bill (S. 203) for their relief; which was read, and passed to the second reading.

The Senate proceeded to consider the resolution reported by the Committee of Claims on the petition of the administrator of Thomas Cutts; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the claim of the representatives of John Jordan, deceased; and,

On motion by Mr. Sturgeon,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the memorial of the heirs of Everard Meade; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the memorial of the trustees of the Presbyterian church of Connecticut Farms, New Jersey; and, in concurrence therewith,

Resolved, That the prayer of the memorial can not be granted.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of David Brooks and Maria M. Brooks, heirs of Daniel Neil; and, in concurrence therewith,

Resolved, That the prayer of the petition be denied.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the claim of the legal representatives of Francis Vigo; and,

On motion by Mr. Smith, of Indiana,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of the legal representatives of Benjamin Harrison; and, in concurrence therewith,

Resolved, That the prayer of the petition be denied.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of the trustees of the First Presbyterian Church of Elizabethtown, New Jersey; and, in concurrence therewith,

Resolved, That the prayer of the petition can not be granted.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of the heir of William Meredith; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee on Public Lands on the petition of Marcelin Tassin; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The Senate proceed to consider the report of the Committee on Pensions on the petition of Hannah Heston; and, in concurrence therewith,

Resolved, That the prayer of the petition of Hannah Heston ought not to be granted.

The Senate proceeded to consider the report of the Committee on Naval Affairs on the petition of Archibald H. Gillespie; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The bill (S. 127) for the relief of Gregoire Sarpy, or his legal representatives, was read the second time, and considered, as in Committee of the Whole; and, no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 131) declaring the assent of Congress to the State of Illinois to impose a tax upon all lands heretofore sold by the United States, in that State, from and after the time of each sale.

On motion by Mr. White,

That it be referred to the Committee on Public Lands;

It was determined in the negative.

No amendment being made, the bill was reported to the Senate.

On the question, "Shall this bill be engrossed, and read a third time?"

It was determined in the affirmative, { Yeas, ... 23, / Nays, ... 15.

On motion by Mr. McRoberts,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Benton, Buchanan, Calhoun, Evans, Fulton, King, Linn, McRoberts, Porter, Sevier, Smith, of Connecticut, Smith, of Indiana, Sturgeon, Tallmadge, Tappan, Walker, Wilcox, Williams, Woodbridge, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Bates, Berrien, Clay, Clayton, Graham, Huntington, Mangum, Merrick, Miller, Morehead, Prentiss, Preston, Rives, White.

So it was

Resolved, That this bill be engrossed and read a third time.

The Senate resumed the consideration of the resolutions submitted by Mr. Clay the 15th February, in relation to the revenues and expenditures of the Government; and, after debate,

On motion by Mr. Evans,

The Senate adjourned.

THURSDAY, March 24, 1842.

Mr. Wright submitted additional documents in relation to the claim of Margretta A. Askins for a pension; which were referred to the Committee on Pensions.

On motion by Mr. Wright,

Ordered, That the petition of Margretta A. Askins be recommitted to the Committee on Pensions.

Mr. Sturgeon presented the petition of C. Evans, praying that his invention for preventing explosions of steam-boilers may be adopted by the United States in the construction of steamvessels-of-war, and that the use of it be required on all steamboats engaged in transporting the United States mail; which was referred to the Committee on Naval Affairs.

Mr. Evans presented a petition signed by citizens of Livermore, in the State of Maine, in behalf of William Churchill, a revolutionary soldier, praying an increase of his pension; which was referred to the Committee on Pensions.

Mr. Merrick presented a memorial of James Mahoon and others, citizens of Baltimore and Harford county, Maryland, praying an increase of the duties on foreign importations for the protection of domestic industry and manufactures; which was referred to the Committee on Manufactures.

Mr. Barrow presented the petition of Thomas O. Meuse, praying the repayment of moneys expended in the purchase of Government lands, for which he can obtain no title; which was referred to the Committee on Public Lands.

Mr. Young presented a petition from citizens of Grundy county, Illinois, praying an additional grant of public land to aid that State in the completion of the Illinois and Michigan canal; which was referred to the Committee on Public Lands.

Mr. Young presented a petition from numerous citizens of Macoupin county, Illinois, praying the adoption of measures for the adjustment of international difficulties without a recourse to war; which was referred to the Committee on Foreign Relations.

Mr. Buchanan presented a memorial from citizens of Columbia county, Pennsylvania, praying the imposition of discriminating duties on such articles of foreign product as are produced in the United States; which was referred to the Committee on Manufactures.

Mr. Bagby submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Military Affairs be instructed to inquire into the propriety of erecting a fortification on the east side of Dauphine island for the defence and protection of the city and harbor of Mobile.

Mr. Preston submitted the following resolution for consideration:

Resolved, That the actual condition of the finances and credit of the country require the most prompt and decisive legislation on the part of Congress; and to this end, that a loan should be authorized for an amount sufficient for the present exigency, and on terms which will ensure its success.

On motion by Mr. Sevier,

Ordered, That five hundred copies of the message of the President of the United States of the 21st instant in relation to the boundary line between the United States and Texas, in addition to the usual number, be printed for the use of the Senate, and that twelve hundred copies of the maps accompanying the same be printed in lieu of the additional number heretofore ordered.

Mr. Morehead, from the Committee on Indian Affairs, to whom was referred the resolution (S. R. 8) to provide for the payment of certain Cherokee claims, submitted a report, asking to be discharged from the further consideration of the subject.

The report was read, and ordered to be printed.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the report of the Secretary of War of the 18th instant in relation to the Upper Mississippi Lead Mines; and,

Ordered, That the report be printed.

Mr. Mangum, from the committee, reported against printing the memorial of Joseph L. Smith; and

The report was concurred in.

On motion by Mr. Smith, of Indiana,

Ordered, That the Committee on Public Lands be discharged from the further consideration of the resolutions of the General Assembly of Louisiana, presented the 21st instant, in relation to the final settlement of certain claims to lands, and that they be referred to the Committee on Private Land Claims.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom the subject was referred, reported a bill (S. 204) granting lands to the several States for the education of the deaf, dumb, and blind, and for the relief of insane persons; which was read, and passed to the second reading.

Mr. Wright, from the Committee on Commerce, to whom was referred the bill (H. R. 50) for the relief of Joseph Perkins, James Perkins, and John G. Perkins, reported it without amendment.

Mr. Wright also submitted an adverse report on the subject; which was ordered to be printed.

Mr. Wright, from the Committee of Claims, to whom was referred the petition of Ezra St. John, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Agreeably to notice, Mr. Mangum asked and obtained leave to bring in a

bill (S. 205) to establish naval schools, and for other purposes; which was read the first and second times, by unanimous consent, and referred to the Committee on Naval Affairs.

Agreeably to notice, Mr. Tappan asked and obtained leave to bring in a bill (S. 206) for the relief of Jacob Greaves; which was read the first and second times, by unanimous consent, and, with the papers on file, referred to the Committee on Naval Affairs.

The bill (S. 100) to amend the act entitled, "An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights," approved September 4, 1841, having been reported by the committee correctly engrossed, was read a third time.

On the question "Shall this bill pass?"

It was determined in the affirmative, { Yeas, ... 23, Nays, ... 29.

On motion by Mr. Smith, of Indiana,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Fulton, Henderson, King, Linn, McRoberts, Porter, Sevier, Smith, of Connecticut, Sturgeon, Tallmadge, Tappan, Walker, White, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Berrien, Choate, Clay, Clayton, Evans, Graham, Huntington, Mangum, Merrick, Miller, Morehead, Phelps, Prentiss, Preston, Rives, Smith, of Indiana, Woodbridge.

On motion by Mr. Smith, of Indiana,

The title was amended.

Resolved, That this bill pass, and that the title thereof be, "An act to modify the pre-emption laws, and for other purposes."

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

The Senate resumed the consideration of the resolutions submitted by Mr. Clay the 15th February, in relation to the revenues and expenditures of the Government, together with the amendments proposed by Mr. Wright.

The question was put, by unanimous consent, on agreeing to the eighth resolution; and

It was determined unanimously in the affirmative.

So it was

Resolved, unanimously, That the Secretaries of the State, of the Treasury, of the War, and of the Navy Departments, and the Postmaster General, be severally directed, as soon as practicable, to report what offices can be abolished, and what retrenchments of public expenditures can be made, without public detriment in the respective branches of the public service under their charge.

On motion by Mr. Clay,

Ordered, That the further consideration of the resolutions be postponed to, and made the order of the day for, Tuesday next.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 307) to amend the several acts establishing a district court of the United States, at Jackson, in the district of west Tennessee, together with the amendment reported by the Committee on the Judiciary; and the amendment having been agreed to, the bill was reported to the Senate, and the amendment was concurred in.

Ordered, That the amendment be engrossed, and the bill read a third time.

The said amendment having been reported by the committee correctly engrossed, the bill was read a time.

Resolved, That this bill pass, with an amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

On motion by Mr. Evans,

Ordered, That when the Senate adjourn, it be to Monday next; and,

On motion by Mr. Huntington,

The Senate adjourned.

MONDAY, March 28, 1842.

The President pro tempore laid before the Senate a report of the Secretary of the Navy, made in compliance with the resolution of the Senate of the 24th instant, in relation to offices which can be abolished without detriment to the public service; which was read.

The President pro tempore laid before the Senate a report of the Secretary of the Navy, made in compliance with the resolution of the Senate of the 17th instant, showing the measures taken for the construction of a war-steamer on the upper lakes; which was read.

On motion by Mr. Woodbridge, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Prentiss presented the proceedings adopted at a numerous meeting of citizens held in Woodstock, Vermont, in favor of a protective tariff; which were referred to the Committee on Manufactures.

On motion by Mr. Prentiss, that they be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Evans presented a memorial from numerous ropemakers and dealers in manufactured cordage, in the city of New York, praying the imposition of a duty on imported cordage, and a drawback on such as is manufactured from Russia hemp in the United States and exported; which was referred to the Committee on Manufactures.

Mr. Evans presented the memorial of numerous citizens of Mount Desert, in the State of Maine, praying that the ports of the United States may be closed against British vessels arriving from the British colonies in Canada; which was referred to the Committee on Commerce.

Mr. Miller presented a memorial of manufacturers of window glass, and others, citizens of New Jersey, praying that a specific duty may be imposed upon imported window glass not less than that collected prior to the 31st December, 1841; which was referred to the Committee on Manufactures.

Mr. Miller presented the memorial of numerous citizens of Passaic county, New Jersey, praying a tariff that will yield an adequate revenue to the Government, and afford protection to domestic industry and manufactures; which was referred to the Committee on Manufactures.

Mr. Linn presented the memorial of certain settlers in the Oregon Territory, praying a grant of the lands upon which their settlement is located, and the protection of the United States against the oppression and encroachments of the British Hudson Bay Company.

Ordered, That it lie on the table.

Mr. Linn presented the petition of numerous citizens of the State of Mis-

souri, praying the adoption of measures for the speedy settlement of the Oregon Territory.

Ordered, That it lie on the table.

Mr. Sevier presented the petition of John W. Paup and others, citizens of Arkansas, praying the right of pre-emption to certain tracts of land in that State; which was referred to the Committee on Public Lands.

Mr. Tallmadge presented a memorial of numerous citizens of Orleans county, New York, praying that the franking privilege may be abolished or modified, and that the postage on letters and newspapers may be reduced; which was referred to the Committee on the Post Office and Post Roads.

Mr. Tallmadge presented a petition from numerous citizens of Oswego, New York, praying the adoption of measures for the adjustment of international difficulties, without a recourse to war.

Ordered, That it lie on the table.

Mr. King presented the memorial of the Mobile Chamber of Commerce, praying a revision and modification of the law regulating the transmission of letters and packages by the mail; which was referred to the Committee on the Post Office and Post Roads.

Mr. Preston presented the memorial of David R. Dunham and other citizens, of the Territory of Florida, praying that provision may be made for granting indemnity to the sufferers by the Indian wars in that Territory; which was referred to the Committee of Military Affairs.

On motion by Mr. Preston, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Tappan presented the petition of numerous citizens of Jefferson county, Ohio, praying an increase of the duties on foreign wool and woollen manufactures; which was referred to the Committee on Manufactures.

Mr. Allen presented a memorial from citizens of Monroe county, Ohio, praying an alteration in the rates of postage on newspapers; which was referred to the Committee on the Post Office and Post Roads.

Mr. Young presented a memorial from citizens of Rockriver county, Illinois, praying the establishment of a post-route; which was referred to the Committee on the Post Office and Post Roads.

Mr. Young submitted documents in relation to a system of harbor defence by means of fire-ships invented by Uriah Brown; which were referred to the Committee on Naval Affairs.

Mr. Smith, of Indiana, presented a petition from citizens of Randolph county, Indiana, remonstrating against the annexation of Texas to the Union.

Ordered, That it lie on the table.

Mr. Woodbury presented the memorial of W. H. Y. Hackett and others, members of the bar in the State of New Hampshire, praying an increase of the salary of the district judge of the United States for the district of New Hampshire; which was referred to the Committee on the Judiciary.

Mr. King submitted the following resolution for consideration:

Resolved, That the President of the United States be requested to cause to be communicated to the Senate, if in his opinion it be not incompatible with the public interest, copies of the correspondence which may have taken place between this Government, or its diplomatic agents, and the Government of Mexico, not previously communicated, and also copies of such instructions as may have been given to our diplomatic representative at Mexico.

Mr. Benton submitted the following resolution for consideration:

Resolved, That the President of the United States be requested to inform the Senate what quantity of public lands were surveyed and prepared for market, at and after the 4th day of March, 1841, and not brought into market during that year; also what quantity of public lands have been offered for sale, to be brought into market during the present year; also what quantity of public lands are now prepared for market, and are not offered for sale; also what quantity of public lands are expected to be surveyed and prepared for sale during the present year.

Mr. Mangum reported in favor of printing additional documents relating to the Upper Mississippi Lead Mines; and

The report was concurred in.

On motion by Mr. Mangum,

Ordered, That one hundred copies of the said document, together with the report of the Secretary of War of the 18th instant, on the subject of the lead mines, be printed for the use of the War Department.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives concur in the amendment of the Senate to the bill (H. R. No. 114) entitled, "An act to extend the time for selling the lands granted to the incorporated Kentucky Asylum for teaching the deaf and dumb;" also, in the amendment of the Senate to the bill (H. R. 307) entitled, "An act to amend the several acts establishing a district court of the United States at Jackson, in the district of West Tennessee."

Mr. Prentiss, from the Committee on Pensions, to whom the following bills were referred:

H. R. 134. An act for the relief of Ellen Turney;

H. R. 141. An act for the relief of Huldah Farlow;

H. R. 144. An act for the relief of Clarissa Turney; reported them, severally, without amendment.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the memorial of Robert P. Currin, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the memorialist ought not to be granted.

Ordered, That the report be printed.

Mr. Prentiss, from the Committee on Pensions, to whom was referred the bill (H. R. 142) for the relief of Esther Parrott, reported it without amendment.

Mr. Prentiss also submitted a report on the subject; which was ordered to be printed.

Agreeably to notice, Mr. Williams asked and obtained leave to bring in a bill (S. 207) to establish and regulate the navy ration; which was read the first and second times, by unanimous consent, and referred to the Committee on Naval Affairs.

The Senate proceeded to consider the resolution submitted by Mr. Preston the 24th instant, in relation to the finances and credit of the country; and, an amendment having been proposed by Mr. Linn,

A debate ensued; and,

After the consideration of Executive business,

The Senate adjourned.

TUESDAY, MARCH 29, 1842.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

I have the honor herewith to submit a report from the Secretary of the Navy, in compliance with your resolution of the 18th February, 1842.

JOHN TYLER.

WASHINGTON, *March* 25, 1842.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate and House of Representatives of the United States:

Notwithstanding the urgency with which I have, on more than one occasion, felt it my duty to press upon Congress the necessity of providing the Government with the means of discharging its debts, and maintaining inviolate the public faith, the increasing embarrassments of the Treasury impose upon me the indispensable obligation of again inviting your most serious attention to the condition of the finances. Fortunately for myself, in thus bringing this important subject to your view, for a deliberate and comprehensive examination of it in all its bearings, and I trust I may add, for a final adjustment of it, to the common advantage of the whole Union, I am permitted to approach it with perfect freedom and candor. As few of the burdens for which provision is now required to be made, have been brought upon the country during my short administration of its affairs, I have neither motive nor wish to make them a matter of crimination against any of my predecessors. I am disposed to regard, as I am bound to treat them, *as facts*, which can not now be undone, and as deeply interesting to us all, and equally imposing upon all the most solemn duties. And the only use I would make of the errors of the past is, by a careful examination of their causes and character, to avoid, if possible, the repetition of them in future. The condition of the country, indeed, is such as may well arrest the conflict of parties. The conviction seems at length to have made its way to the minds of all, that the disproportion between the public responsibilities, and the means provided for meeting them, is no casual nor transient evil. It is, on the contrary, one which must for some years to come, notwithstanding a resort to all reasonable retrenchments, and the constant progress of the country in population and productive power, continue to increase under existing laws, unless we consent to give up or impair all our defences in war and peace. But this is a thought which I am persuaded no patriotic mind would for a moment entertain. Without affecting an alarm which I do not feel, in regard to our foreign relations, it may safely be affirmed that they are in a state too critical, and involve too many momentous issues to permit us to neglect in the least, much less to abandon entirely, those means of asserting our rights, without which negotiation is without dignity, and peace without security.

In the report of the Secretary of the Treasury submitted to Congress at the commencement of the present session, it is estimated that, after exhausting all the probable resources of the year, there will remain a deficit of about $14,000,000. With a view partly to a permanent system of revenue,

and partly to immediate relief from actual embarrassment, that officer recommended, together with a plan for establishing a Government Exchequer, some expedients of a more temporary character, viz: the issuing of treasury-notes, and the extension of the time for which the loan authorized to be negotiated by the act of the last session should be taken. Congress accordingly provided for an issue of treasury-notes to the amount of $5,000,000, but subject to the condition that they should not be paid away below par. No measure connected with the last of the two objects above mentioned was introduced, until recently, into the House of Representatives. Should the loan bill now pending before that body pass into a law for its present amount, there would still remain a deficit of $2,500,000. It requires no argument to show that such a condition of the Treasury is incompatible, not only with a high state of public credit, but with anything approaching to efficiency in the conduct of public affairs. It must be obvious, even to the most inexperienced minds, that, to say nothing of any particular exigency, actual or imminent, there should be at all times in the Treasury of a great nation, with a view to contingencies of ordinary occurrence, a surplus at least equal in amount to the deficiency. But that deficiency, serious as it would be in itself, will, I am compelled to say, rather be increased than diminished, without the adoption of measures adequate to correct the evil at once. The stagnation of trade and business, in some degree incident to the derangement of the national finances and the state of the revenue laws, holds out but little in prospect of relief, in the ordinary course of things, for some time to come.

Under such circumstances, I am deeply impressed with the necessity of meeting the crisis with a vigor and decision which it imperatively demands at the hands of all intrusted with the conduct of public affairs. The gravity of the evil calls for a remedy proportioned to it. No slight palliatives, or occasional expedients, will give the country the relief it needs. Such measures, on the contrary, will, in the end, as is now manifest to all, too surely multiply its embarrassments. Relying, as I am bound to do, on the representatives of a people rendered illustrious among nations, by having paid off its whole public debt, I shall not shrink from the responsibility imposed upon me by the constitution, of pointing out such measures as will, in my opinion, insure adequate relief. I am the more encouraged to recommend the course which necessity exacts, by the confidence which I have in its complete success. The resources of the country, in everything that constitutes the wealth and strength of nations, are so abundant, the spirit of a most industrious, enterprising, and intelligent people is so energetic and elastic, that the Government will be without the shadow of excuse for its delinquency, if the difficulties which now perplex and embarrass it be not speedily and effectually removed.

From present indications, it is hardly doubtful that Congress will find it necessary to lay additional duties on imports in order to meet the ordinary current expenses of the Government. In the exercise of a sound discrimination, having reference to revenue, but at the same time necessarily affording incidental protection to manufacturing industry, it seems equally probable that duties on some articles of importation will have to be advanced above twenty per cent. In performing this important work of revising the tariff of duties, which, in the present emergency, would seem to be indispensable, I can not too strongly recommend the cultivation of a spirit of mutual harmony and concession to which the Government itself owes its

origin, and without the continued exercise of which, jarring and discord would universally prevail.

An additional reason for the increase of duties in some instances beyond the rate of twenty per cent., will exist in fulfilling the recommendations already made, and now repeated, of making adequate appropriations for the defence of the country.

By the express provision of the act distributing the proceeds of the sales of the public lands among the States, its operation is, *ipso facto*, to cease so soon as the rate of duties shall exceed the limits prescribed in the act.

In recommending the adoption of means for distributing the proceeds of the public lands among the States, at the commencement of the last session of Congress, such distribution was urged by arguments and considerations which appeared to me then, and appear to me now, of great weight, and was placed on the condition that it should not render necessary any departure from the act of 1833. It is with sincere regret that I now perceive the necessity of departing from that act, because I am well aware that expectations, justly entertained by some of the States, will be disappointed by any occurrence which shall withhold from them the proceeds of the lands. But the condition was plainly expressed in the message, and was inserted in terms equally plain in the law itself; and amid the embarrassments which surround the country on all sides, and beset both the General and the State Governments, it appears to me that the object first and highest in importance is to establish the credit of this Government, and to place it on durable foundations; and thus afford the most effectual support to the credit of the States, equal at least to what it would receive from a direct distribution of the proceeds of the sales of the public lands.

When the distribution law was passed, there was reason to anticipate that there soon would be a real surplus to distribute. On that assumption, it was, in my opinion, a wise, a just, and a beneficent measure. But to continue it in force while there is no such surplus to distribute, when it is manifestly necessary, not only to increase the duties, but at the same time to borrow money in order to liquidate the public debt, and disembarrass the public Treasury, would cause it to be regarded as an unwise alienation of the best security of the public creditor, which would with difficulty be excused, and could not be justified.

Causes of no ordinary character have recently depressed American credit in the stock market of the world to a degree quite unprecedented. I need scarcely mention the condition of the banking institutions of some of the States—the vast amount of foreign debt contracted during a period of wild speculation by corporations and individuals, and, above all, the doctrine of repudiation of contracts solemnly entered into by States, which, although as yet applied only under circumstances of a peculiar character, and generally rebuked with severity by the moral sense of the community, is yet so very licentious, and in a Government depending wholly on opinion, so very alarming, that the impression made by it to our disadvantage, as a people, is anything but surprising. Under such circumstances, it is imperatively due from us to the people whom we represent, that when we go into the money market to contract a loan, we should tender such securities as to cause the money-lender, as well at home as abroad, to feel that the most propitious opportunity is afforded him of investing, profitably and judiciously, his capital. A Government which has paid off the debts of two wars, waged with the most powerful nation of modern times, should not be brought to the necessity

of chaffering for terms in the money market. Under such circumstances as I have adverted to, our object should be to produce with the capitalist a feeling of entire confidence, by a tender of that sort of security which, in all times past, has been esteemed sufficient, and which, for the small amount of our proposed indebtedness, will unhesitatingly be regarded as amply adequate, while a pledge of all the revenues amount to no more than is implied in every instance, when the Government contracts a debt, and although it ought, under ordinary circumstances, to be entirely satisfactory, yet in times like these, the capitalist would feel better satisfied with the pledge of a specific fund, ample in magnitude to the payment of his interest, and ultimate reimbursement of his principal. Such is the character of the land fund. The most vigilant money-dealer will readily perceive that not only will his interest be secure, on such a pledge, but that a debt of $18,000,000 or $20,000,000, would, by the surplus of sales over and above the payment of the interest fixed for its redemption, be extinguished within any reasonable time. To relieve the Treasury from its embarrassments, and to aid in meeting its requisitions, until time is allowed for any new tariff of duties to become available, it would seem to be necessary to fund a debt, approaching to $15,000,000, and in order to place the negotiation of the loan beyond a reasonable doubt, I submit to Congress whether the proceeds of the sales of the public lands should not be pledged for the payment of the interest, and the Secretary of the Treasury be authorized out of the surplus of the proceeds of such sales, to purchase the stock; and also when it can be procured on such terms as will render it beneficial in that way to extinguish the debt, and prevent the accumulation of such surplus, while its distribution is suspended.

No one can doubt that, were the Federal Treasury now as prosperous as it was ten years ago, and its fiscal operations conducted by an efficient agency of its own, co-extensive with the Union, the embarrassments of the States and corporations in them would produce, even if they continued as they are (were that possible), effects far less disastrous than those now experienced. It is the disorder here, at the heart and centre of the system, that paralyzes and deranges every part of it. Who does not know the permanent importance, not to the Federal Government alone, but to every State and every individual within its jurisdiction, even in their most independent and isolated individual pursuits, in the preservation of a sound state of public opinion and a judicious Administration here? The sympathy is instantaneous and universal. To attempt to remedy the evil of the deranged credit and currency of the States, while the disease is allowed to rage in the vitals of this Government, would be a hopeless undertaking.

It is the full conviction of this truth which emboldens me earnestly to recommend to your early and serious consideration, the measures now submitted to your better judgment, as well as those to which your attention has been already invited. The first great want of the country, that without answering which all attempts at bettering the present condition of things will prove fruitless, is a complete restoration of the credit and finances of the Federal Government.

The source and foundation of all credit, is in the confidence which the Government inspires; and just in proportion as that confidence shall be shaken or diminished, will be the distrust among all classes of the community, and the derangement and demoralization in every branch of business, and all the interests of the country. Keep up the standard of good faith and punctuality in the operations of the General Government, and all partial irreg-

ularities and disorders will be rectified by the influence of its example; but suffer that standard to be debased or disturbed, and it is impossible to foresee, to what a degree of degradation and confusion all financial interests, public and private, may sink. In such a country as this the representatives of the people have only to will it and the public credit will be as high as it ever was.

My own views of the measures calculated to effect this great and desirable object, I have thus frankly expressed to Congress, under circumstances which give to the entire subject a peculiar and solemn interest. The Executive can do no more. If the credit of the country be exposed to question—if the public defences be broken down or weakened—if the whole administration of public affairs be embarrassed for want of the necessary means for conducting them with vigor and effect—I trust that this Department of the Government will be found to have done all that was in its power to avert such evils, and will be acquitted of all just blame on account of them.

JOHN TYLER.

WASHINGTON, *March* 25, 1842.

The message was read.

On motion by Mr. Woodbury, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

The President pro tempore laid before the Senate a report of the Second Auditor of the Treasury, made agreeably to law, accompanied by copies of such accounts as have been rendered by persons charged with the disbursement or application of moneys, goods, or effects, for the benefit of the Indians, from the 1st of October, 1840, to the 30th of September, 1841, and a list of the persons to whom money, goods, or effects, have been delivered, within the same period; which was read.

The President pro tempore laid before the Senate a communication from the Governor of the Territory of Iowa, accompanied by a memorial praying a donation of land for a seminary of learning at West Point, in Lee county; also a memorial praying an appropriation for the improvement of the rapids in the Mississippi river; which was read.

Ordered, That the memorial praying a donation of land be referred to the Committee on Public Lands, and that the memorial for the improvement of the rapids in the Mississippi river be referred to the Committee on Commerce.

Mr. Fulton presented the petition of William Wynn, praying the confirmation of his title to certain lands in the State of Arkansas; which was referred to the Committee on Private Land Claims.

Mr. Merrick presented a petition from numerous farmers, mechanics, and others, citizens, of Cecil county, Maryland, praying an increase of the duties on imported iron; which was referred to the Committee on Manufactures.

Mr. Kerr presented a petition from numerous farmers, mechanics, and others, citizens of Cecil county, Maryland, praying an increase of the duties on imported iron; which was referred to the Committee on Manufactures.

Mr. Young presented a petition from numerous citizens of Bureau county, Illinois, praying an additional grant of public land, to aid said State in the completion of the Illinois and Michigan canal; which was referred to the Committee on Public Lands.

Mr. Clay presented a memorial from numerous citizens of Bedford county, Pennsylvania, praying an increase of duties on imported iron; which was referred to the Committee on Manufactures.

Mr. Clay presented a memorial from citizens of Sparta, Tennessee, remonstrating against the amendment, postponement, or repeal, of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Clay presented the petition of the New Haven Hibernian Provident Society, praying that naturalized American citizens may be protected against any claim to their allegiance by the governments of the countries from which they emigrated; which was referred to the Committee on the Judiciary.

Mr. Woodbridge presented a petition from citizens of Mount Clemens, in the State of Michigan, praying the adoption of measures for the adjustment of international difficulties, without a recourse to war.

Ordered, That it lie on the table.

Mr. Walker submitted documents in relation to the claim of Daniel Vertner to the confirmation of his title to certain lands entered by him at the Ouchita land office, in the State of Louisiana, and sanctioned by the register and receiver of that district; which were referred to the Committee on Public Lands.

Mr. Allen submitted additional documents in relation to the claim of the executors of Thomas Worthington, deceased; which were referred to the Committee on the Judiciary.

Mr. McRoberts, from the Committee on the Post Office and Post Roads, to whom was referred the petition of John M. Bell, submitted a report; and, in concurrence therewith,

Ordered, That the committee be discharged from the further consideration of the subject.

Mr. Bates, from the Committee on Pensions, to whom was referred the petition of Asahel Kingsley, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition ought not to be granted.

Ordered, That the report be printed.

Mr. Bates, from the Committee on Pensions, to whom were referred the documents relating to the claim of Alexander Thompson to a pension, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition ought not to be granted.

Ordered, That the report be printed.

Mr. Merrick, from the Committee on the Post Office and Post Roads, reported a resolution (S. 9) to authorize the extension of the contract for carrying the mail on the route between Mobile and New Orleans, which was read, and passed to the second reading.

Mr. Merrick, from the Committee on the Post Office and Post Roads, to whom the subject was referred, reported a resolution (S. 10) to extend the franking privilege to ex-Vice-Presidents of the United States; which was read, and passed to the second reading.

On motion by Mr. Merrick,

That the Committee on the Post Office and Post Roads be discharged from the further consideration of the petition of Seth M. Leavenworth,

On motion by Mr. White,

Ordered, That the motion lie on the table.

Mr. Merrick, from the Committee on the Post Office and Post Roads, reported a bill (S. 208) to establish certain post roads; which was read, and passed to the second reading.

The said bill was read the second time, and considered, as in Committee

of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

Agreeably to notice, Mr. Tappan asked and obtained leave to bring in a bill (S. 209) for the apportionment of Representatives among the several States, according to the sixth census; which was read, and passed to the second reading.

The Senate proceeded to consider the resolution submitted by Mr. King, the 28th instant, in relation to the correspondence between the Government of the United States and the Government of Mexico; and agreed thereto.

The Senate resumed the consideration of the resolutions submitted by Mr. Clay, the 15th of February, in relation to the revenues and expenditures of the Government, together with the amendments proposed by Mr. Wright; and Mr. Wright having withdrawn his amendments, and further amendments having been proposed by Mr. Rives,

A debate ensued; and,

After the consideration of Executive business,

The Senate adjourned.

WEDNESDAY, March 30, 1842.

The President pro tempore laid before the Senate a report of the Secretary of War, communicating, in compliance with a resolution of the Senate, a further report of the Colonel of the Corps of Topographical Engineers, embracing the results of hydrographic survey of Lake Michigan, for the year 1841; which was read.

On motion by Mr. Tallmadge, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

The President pro tempore laid before the Senate a memorial of the grand jurors of the county of Washington, in the District of Columbia, representing the injurious operation of the existing law prohibiting the issuing and circulation of notes of lower denomination than five dollars; which was referred to the Committee on the District of Columbia.

Mr. Graham presented a memorial of numerous citizens of the State of North Carolina, praying an appropriation for completing the United States' arsenal in that State; which was referred to the Committee on Military Affairs.

On motion by Mr. Graham, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Archer presented the petition of the armorers of Harper's Ferry, Virginia, praying that the supervision of the works at that place may be committed to a civil instead of a military superintendent; which was referred to the Committee on Military Affairs.

Mr. Merrick presented a petition from citizens of the State of Illinois and Territory of Iowa, praying the establishment of a mail-route; which was referred to the Committee on the Post Office and Post Roads.

Mr. Wright presented a preamble and resolutions, adopted at a meeting of citizens held at Chatham, in the State of New York, in favor of the adoption of measures for the liberation of certain American citizens now held in confinement by the British Government, in consequence of their participation in the late revolutionary movements in Canada; which were referred to the Committee on Foreign Relations.

Mr. Clay presented a memorial from citizens of Sandusky, Ohio, remonstrating against the amendment, postponement, or repeal, of the bankrupt law; which was referred to the Committee on the Judiciary.

Mr. Clay presented the memorial of Washington Irving and others, praying the enactment of an international copyright law; which was referred to the Committee on the Judiciary.

Mr. Woodbury presented a memorial of numerous merchants and others, of Portsmouth, New Hampshire, praying a repeal or modification of the act of May 29, 1830, regulating commercial intercourse between the United States and certain colonies of Great Britain; which was referred to the Committee on Commerce.

Mr. King presented a petition of numerous citizens of the State of Alabama, residing in the Coosa land district, praying that the land office of said district may be removed from its present location to the town of Jefferson; which was referred to the Committee on Public Lands.

Mr. Woodbury submitted the following resolution for consideration:

Resolved, That the Committee on Commerce inquire into the state of our tonnage, freights, and commerce with foreign powers, and report whether it is prosperous or otherwise under the existing arrangements by treaties or laws in relation thereto; and also whether the regulations, by other Governments, are equal and in conformity to the spirit of these arrangements; and if not so, what measures are proper to insure reciprocity.

The President pro tempore laid before the Senate a report of the Secretary of the Treasury, made in compliance with a resolution of the Senate, accompanied by a tabular statement, showing the comparative tariffs of foreign nations; which was read.

On motion by Mr. Evans, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

The bill (S. 209) for the apportionment of Representatives among the several States according to the sixth census, was read the second time.

On motion by Mr. Tappan,

Ordered, That the further consideration of the bill be postponed to, and made the order of the day for Monday next, the 4th April.

Mr. Tappan presented a document relating to the said bill.

On motion by Mr. Tappan, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

The following bills having been reported by the committee correctly engrossed, were severally read a third time:

S. 127. A bill for the relief of Gregoire Sarpy, or his legal representatives;

S. 131. A bill declaring the assent of Congress to the State of Illinois, to impose a tax upon all lands hereafter sold by the United States in that State, from and after the time of such sale;

S. 208. A bill to establish certain post-roads.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed the consideration of the resolutions submitted by Mr. Clay, the 15th February, in relation to the revenues and expenditures of the Government.

On motion by Mr. Rives,

To amend the resolutions by striking out the 2d, 3d, 4th, and 5th resolutions, as follows:

"2. *Resolved*, That such an adequate revenue cannot be obtained by duties on foreign imports, without adopting a higher rate than twenty per cent., as provided for in the compromise act, which, at the time of its passage, was supposed and assumed as a rate that would supply a sufficient revenue for an economical administration of the Government.

"3. *Resolved, therefore*, That the rate of duties on foreign imports ought to be augmented beyond the rate of twenty per cent., so as to produce a net revenue of twenty-six millions of dollars: twenty-two for the ordinary expenses of Government, two for the payment of the existing debt, and two millions as a reserved fund for contingencies.

"4. *Resolved*, That, in the adjustment of a tariff to raise an amount of twenty six millions of revenue, the principles of the compromise act, generally, should be adhered to; and that especially a maximum rate of ad valorem duties should be established, from which there ought to be as little departure as possible.

"5. *Resolved*, That the provision in the act of the extra session for the distribution of the proceeds of the public lands, requiring the operations of that act to be suspended in the contingency of a higher rate of duty than twenty per cent., ought to be repealed;"

And, in lieu thereof, inserting:

"*Resolved, That, in the present embarrassed condition of the national finances, and at a moment of critical uncertainty in the foreign relations of the country, it is of paramount importance to the interests of the whole Union that the General Government should have the aid of all the sources of revenue with which it has been heretofore endowed, for the maintenance of the public credit and the efficiency of the public service.*

"*Resolved, That the distribution of the proceeds of the public lands among the States, having, by the terms of the law which enacted it, been made expressly dependant on the continued limitation of the duties on foreign imports to a rate not exceeding twenty per cent., as provided for by the compromise act; and it being now apparent that that rate of duty on foreign imports will not produce revenue enough for the wants of the Government, without the aid of the land fund, the principles and conditions on which the distribution law was enacted, as well as the exigencies of the public service, require that its operation be, for the present, suspended.*

"*Resolved, therefore, That so much of the act, entitled "An act to appropriate the proceeds of the public lands, and to grant pre-emption rights," approved on the 4th day of September, 1841, as appropriates those proceeds to the States and Territories, and the District of Columbia, ought to be suspended until the national debt, already contracted, or which may be contracted, shall have been paid; and that, in the meantime, the said proceeds be set apart and pledged as a fund for the payment of the interest, and the gradual extinguishment of the principal of such debt.*

"*Resolved, That, in any new adjustment of the tariff of duties on foreign imports which may become necessary, the principles and provision of the act of the 2d of March, 1833, commonly called the compromise act, should be adhered to and maintained, as far as practicable, consistently with the necessary demands of the Government economically administered, and with the equal justice due to every interest and portion of the country;*"

It was determined in the negative, { Yeas, ... 21, Nays, ... 22.

On motion by Mr. White,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Bagby, Benton, Calhoun, Fulton, King, Linn, McRoberts, Preston, Rives, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Barrow, Bates, Berrien, Choate, Clay, Clayton, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Prentiss, Simmons, Smith, of Indiana, Tallmadge, White, Woodbridge.

So the amendment was disagreed to.

A motion being made by Mr. Wright to amend the 7th, 8th, 9th, and 10th resolutions, by striking out all after "*Resolved*," in the 7th resolution, and inserting:

"*Therefore, That Congress is called upon to retrench its expenses—*

"*By abridging the duration of the long sessions;*

"*By regulating and more clearly defining the mileage of the members; and*

"*By diminishing its contingent expenses, and especially those incurred—*

"*For stationery;*

"*For printing;*

"*For the employment of clerks for committees; and*

"*For folding printed matter to be transmitted through the mails.*

"*And that Congress is also called upon to make retrenchments in the following departments of the public service, viz:*

"*To diminish the expenses of the judiciary department;*

"*To bring the diplomatic relations of the United States within narrower limits, by discontinuing appropriations for chargés d'affaires at Naples, Bogota, Caraccas, St. Jago, and Lima;*

"*To diminish the expenses of foreign intercourse, by reducing the appropriations for diplomatic representatives for Prussia and Brazil, to the compensation attached to the grade of ministers resident, and for those for Austria and Mexico to the compensation attached to the grade of chargés d'affaires.*

"*To restricting the franking privilege of members of Congress to letters and other communications in writing only, and those not to exceed the weight of ———;*

"*To further limit and more clearly define the franking privileges of deputy postmasters; and*

"*To increase and regulate, according to the weight, the charges to be made upon books, pamphlets, and other printed packages transmitted through the mails.*"

On motion by Mr. Preston, that the 2d, 3d, 4th, 5th, 7th, 8th, 9th, and 10th resolutions be committed,

A division was called for; and,

Ordered, That the 2d, 3d, 4th, and 5th resolutions be referred to the Committee on Finance; that the 7th resolution, with the proposed amendment, be referred to the Committee on Retrenchment; that the 8th resolution, with the proposed amendment, be referred to the Committee on the Judiciary; that the 9th resolution, with the proposed amendment, be referred to the Committee on Foreign Relations; and that the 10th resolution, with the proposed amendment, be referred to the Committee on the Post Office and Post Roads.

The first resolution having been modified,

The question was put on agreeing to the 1st and 6th resolutions; and

It was determined in the affirmative.

So it was

Resolved, That it is the duty of the General Government to provide an adequate revenue within the year to meet the current expenses of the year; and that any expedient, either by loan or by treasury-notes, to supply in time of peace a deficiency of revenue, especially during successive years, is unwise, and must lead to pernicious consequences.

Resolved, That it is the duty of Government at all times, but more especially in a season such as now exists, of general embarrassment and pecuniary distress, to abolish all useless institutions and offices, to curtail all unnecessary expenses, and to practise rigid economy.

After the consideration of Executive business,

The Senate adjourned.

THURSDAY, March 31, 1842.

On motion by Mr. Tappan,

Ordered, That the resolutions of the General Assembly of the State of Ohio, in relation to a fine imposed on Major General Andrew Jackson, presented the 21st instant, be referred to the Committee on the Judiciary.

Mr. Kerr submitted the following resolution for consideration:

Resolved, That the Secretary of War be directed to communicate to the Senate a copy of the proceedings of the court of inquiry, called at the request of Lieutenant Colonel R. E. de Russy, relative to complaints made against him for the manner in which he procured the supply of stone for the works at the Rip-raps.

Mr. Walker submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on the Post Office and Post Roads be directed to inquire into the expediency of establishing a post-road from Columbus, in the State of Mississippi, through Colbert, Aberdeen, and Pontotoc, to Ripley, there to meet the road leading thence to Memphis and Commerce.

Mr. Mangum, from the Committee on Printing, reported against printing the following subjects:

Memorial of a number of citizens of Florida, presented the 28th of March;

Memorial and resolutions of a meeting of the citizens of Windsor county, Vermont, in favor of a protective tariff;

Memorial of a number of citizens of North Carolina, presented the 30th of March;

Report of the Postmaster General of the 17th March, on the subject of suspended mails; and

The report was concurred in.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the following subjects:

Report of the Secretary of the Treasury of the 30th March, with tabular statements of foreign tariffs;

Message of the President of the United States of the 29th March, in relation to the condition of the finances;

Report of the Secretary of War of the 30th March, in relation to the survey of Lake Michigan;

Report of the Secretary of the Navy of the 28th March, relative to the construction of a war-steamer for the upper lakes;

Document relating to the apportionment of Representatives among the several States according to the Sixth Census;

Maps accompanying the report of the Secretary of War respecting the boundary between Michigan and Wisconsin; and,

Ordered, That they be printed.

Mr. Prentiss, from the Committee on the Judiciary, to whom the subject was referred, reported a bill (S. 210) directing an edition of the laws of the United States to be compiled and printed, and for the distribution thereof; which was read, and passed to the second reading.

Mr. Prentiss also submitted a report on the subject; which was ordered to be printed.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom the documents relating to the claim of Daniel Vertner were referred, reported a bill (S. 211) to confirm certain entries of lands in the State of Louisiana, and to authorize the issuing of patents for the same; which was read, and passed to the second reading.

Mr. Graham, from the Committee of Claims, to whom was referred the petition of D. G. Skinner, of Alabama, reported a bill (S. 212) for his relief; which was read, and passed to the second reading.

On motion by Mr. Graham,

Ordered, That the Committee of Claims be discharged from the further consideration of the petition of A. T. McMurtry.

The Senate proceeded to consider the resolution submitted the 28th March by Mr. Benton; which was amended, on the motion of Mr. Smith, of Indiana, and agreed to as follows:

Resolved, That the President of the United States be requested to inform the Senate what quantity of public lands were surveyed and prepared for market at and after the 4th day of March, 1841, and not brought into market during that year, and the reasons why they were not offered for sale during said year; also what quantity of public lands have been offered for sale to be brought into market during the present year; also what quantity of public lands are now prepared for market, and are not offered for sale; also what quantity of public lands are expected to be surveyed and prepared for sale during the present year, and what quantity of lands are now offered for public sale, and what quantity are expected to be so offered during the present year in each State and Territory.

The Senate proceeded to consider the resolution submitted, the 21st instant, by Mr. Choate; and agreed thereto.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims, on the memorial of the heirs of Israel Honeywell; and, in concurrence therewith,

Resolved, That the prayer of the memorial ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee on the Post Office and Post Roads, on the claim of Stockton, Falls, & Co.; and, in concurrence therewith,

Resolved, That the committee be discharged from the further consideration of the subject.

The Senate proceeded to consider the resolution reported by the Committee of Claims, on the petition of the widow and administratrix of Andrew Lewis; and, in concurrence therewith,

Resolved, That the Committee of Claims be discharged from the further consideration of the petition.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims, on the petition of the heir of Richard Livingston; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims, on the petition of Eliza Causin, heir of John H. Stone; and,

On motion by Mr. Kerr,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution reported by the Committee of Claims, on the petition of Ezra St. John; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee on Public Lands, on the memorial of Robert P. Currin; and,

On motion by Mr. Smith, of Indiana,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution reported by the Committee on Pensions, on the petition of Asahel Kingsley; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The bill (S. 134) for the relief of George Nix, was read the second time, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The bill (S. 135) for the relief of Enoch Hidden, was read the second time, and considered, as in Committee of the Whole.

On motion by Mr. Wright,

To amend the bill, section 1, line 4, by striking out "two hundred," and inserting "*one thousand*,"

It was determined in the affirmative, { Yeas, ... 22, / Nays, ... 17.

On motion by Mr. Mangum,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Barrow, Benton, Calhoun, Clayton, Evans, Fulton, Kerr, Linn, Merrick, Phelps, Porter, Rives, Sevier, Smith, of Connecticut, Sturgeon, Tallmadge, Tappan, Woodbridge, Wright, Young.

Those who voted in the negative, are,

Messrs. Bates, Berrien, Graham, King, Mangum, Miller, Morehead, Prentiss, Preston, Simmons, Smith, of Indiana, Sprague, Walker, White, Wilcox, Williams, Woodbury.

No further amendment being proposed, the bill was reported to the Senate, and the amendment was concurred in.

Ordered, That this bill be engrossed, and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 122) authorizing the relinquishment of the 16th sections granted for the use of schools, and the entry of other lands in lieu thereof; together with the amendment reported thereto; and the reported amendment having been amended, on the motion of Mr. King, was agreed to; and no further amendment being proposed, the bill was reported to the Senate, and the amendment was concurred in.

Ordered, That the bill be engrossed, and read a third time.

Mr. Clay presented the credentials of the honorable John J. Crittenden, chosen a Senator by the Legislature of the Commonwealth of Kentucky,

"to fill the vacancy occasioned by the resignation of the honorable Henry Clay;" and having announced to the Senate the resignation of his seat, retired.

The credentials were read; and the oath prescribed by law was administered by the President pro tempore to Mr. Crittenden, and he took his seat in the Senate.

On motion by Mr. Preston,

The Senate adjourned.

FRIDAY, April 1, 1842.

Mr. Smith, of Indiana, presented a memorial adopted at a meeting of the delegates of the several counties in the State of Indiana, interested in the completion of the Wabash and Erie canal, praying a grant of public land for that object; which was referred to the Committee on Public Lands.

Mr. Prentiss presented the proceedings of a convention of citizens of Washington county, in the State of Vermont, in favor of a protective tariff; which were referred to the Committee on Manufactures.

Mr. Choate presented the petition of John Dominis, a citizen of the United States, residing in the Sandwich Islands, praying the correction of an informality which occurred in issuing a patent for an invention; which was referred to the Committee on Patents and the Patent Office.

Mr. Allen presented a petition from citizens of Belmont county, Ohio, praying the adoption of such measures in the adjustment of the points in controversy between the United States and Great Britain, as may comport with the honor and welfare of the country; which was referred to the Committeee on Foreign Relations.

Mr. Linn presented the memorial of Glasgow, Harrison, and Company, engaged in trade in the precious metals, praying that certain charges for refining bullion at the mints of the United States may be discontinued; which was referred to the Committee on Commerce.

Mr. Simmons presented a memorial from numerous citizens of Westerly, Rhode Island, praying a tariff that will supply an adequate revenue and afford protection to domestic manufactures and industry: which was referred to the Committee on Manufactures.

Mr. Simmons presented a memorial from numerous citizens of Plainfield, Connecticut, praying the imposition of discriminating duties for the protection of domestic manufactures and industry; which was referred to the Committee on Manufactures.

Mr. Kerr presented the petition of citizens of Cecil county, in the State of Maryland, praying an increase of duties on foreign iron; which was referred to the Committee on Manufactures.

On motion by Mr. Linn,

Ordered, That Jehiel Brooks have leave to withdraw the papers accompanying his memorial, on the files of the Senate.

Mr. Preston submitted the following resolution for consideration:

Resolved, That the President be requested to cause to be communicated to the Senate any information in the Navy Department concerning the coast of the Oregon Territory obtained by the exploring squadron.

On motion by Mr. Choate,

That the memorial of Patrick T. Jackson, and others, citizens of Massachusetts, presented the 21st instant, be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred the petition of J. K. Tefft, administrator of Francis Didier Petit de Villers, deceased, submitted a report, accompanied by a bill (S. 213) for his relief.

The bill was read and passed to the second reading.

Ordered, That the report be printed.

Mr. Mangum, from the Committee on Naval Affairs, to whom was referred the bill (S. 202) to authorize the appointment of a board for the preparation of rules and laws for the regulation and government of the navy, reported it without amendment.

The Senate proceeded to consider the said bill, as in Committee of the Whole, and,

On motion by Mr. Allen,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution submitted yesterday by Mr. Kerr, in relation to the proceedings of a court of inquiry in the case of Lieutenant Colonel R. E. de Russy; and agreed thereto.

The Senate proceeded to consider the report of the Committee on Indian Affairs, to whom was referred the joint resolution (S. R. 8), to provide for the payment of certain Cherokee claims under the treaty of 1835–'36: and, in concurrence therewith,

Resolved, That the committee be discharged from the further consideration of the resolution.

On motion by Mr. Miller,

That the message of the President of the United States of the 29th March, communicating a report of the Secretary of the Navy, in relation to the agents employed in that Department, be printed,

Ordered, That the motion be referred to the Committee on Printing.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

I transmit to the Senate two extracts from a note of the chargé d'affaires of the Republic of Texas, accredited to this Government, to the Department of State, one suggesting in behalf of his Government, such modifications of the existing laws of the United States as will impart greater facility to the trade between the two countries, particularly to that which passes across their frontier; and the other expressing a desire for some regulation, on the part of this Government, by means of which the communication by post between the United States and Texas may be improved.

As the wishes of the Texan Government, in relation to those subjects can only be gratified by means of laws to be passed by Congress, they are accordingly referred to the consideration of the two Houses.

JOHN TYLER.

WASHINGTON, *March* 30, 1842.

The message was read.

Ordered, That so much thereof as relates to the trade between the United and Texas be referred to the Committee on Commerce; and that so much thereof as relates to a communication by post between the two countries be referred to the Committee on the Post Office and Post Roads.

A message from the House of Representatives by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 39) entitled, "An act for the extension of the loan of 1841, and for an addition of five millions of dollars thereto; and for allowing interest on treasury-notes due."

The Speaker of the House of Representatives having signed two enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The bill from the House of Representatives (H. R. 39) was read the first and second times, by unanimous consent, referred to the Committee on Finance, and ordered to be printed.

On motion by Mr. Sevier,

That the Senate adjourn,

It was determined in the negative, { Yeas, ... 11, / Nays, ... 29.

On motion by Mr. Sevier,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Fulton, King, Linn, McRobers, Porter, Sevier, White, Wilcox, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Benton, Berrien, Calhoun, Choate, Clayton, Crittenden, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Prentiss, Preston, Rives, Simmons, Smith, of Connecticut, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, Walker, Williams, Woodbridge.

On motion by Mr. Barrow,

That when the Senate adjourn it be to Monday next:

It was determined in the affirmative, { Yeas, ... 26, / Nays, ... 13.

On motion by Mr. Sevier,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Benton, Berrien, Calhoun, Choate, Clayton, Crittenden, Evans, Fulton, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Prentiss, Preston, Rives, Smith, of Connecticut, Sprague, Tallmadge, Walker, White, Williams, Woodbridge.

Those who voted in the negative, are,

Messrs. Bates, Graham, King, Linn, McRoberts, Porter, Sevier, Simmons, Smith, of Indiana, Wilcox, Woodbury, Wright, Young.

So it was

Ordered, That when the Senate adjourn it be to Monday next.

After the consideration of Executive business,

The Senate adjourned.

MONDAY, April 4, 1842.

Mr. Porter reported from the committee that they had examined and found duly enrolled the bill (H. R. No. 114) entitled, "An act to extend the time for selling the lands granted to the incorporated Kentucky Asylum for teaching the deaf and dumb; also the bill (H. R. 307) to amend the several acts establishing a district court of the United States at Jackson, in the State of Tennessee.

The President pro tempore signed the two enrolled bills this day reported to have been examined; and they were delivered to the committee to be presented to the President of the United States.

The President pro tempore laid before the Senate a report of the Secretary of War, accompanied by a statement of expenditures on account of the national armories, and of the number of arms manufactured and repaired during the year ending September 30, 1841; which was read, and referred to the Committee on Military Affairs.

On motion by Mr. Preston, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

The President pro tempore presented the proceedings of a numerous meeting of merchants, and others interested in the various branches of trade and commerce, held in the city of Philadelphia, in relation to the financial embarrassments of the country; the state of the existing relations between the United States and Great Britain; the propriety of increasing the tariff; and of an early apportionment of the representatives among the States.

On motion by Mr. Merrick, that they be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Walker presented the memorial of numerous citizens of Rankin county, Mississippi, praying the assent of Congress to an act of the Legislature of Mississippi authorizing a loan of a portion of the two per cent. fund granted by Congress for the construction of a railroad in that State; which was referred to the Committee on Public Lands.

Mr. Choate presented a memorial from citizens of Boston, Massachusetts, praying the adoption of measures for relieving the country from its present state of embarrassment and distress; which was referred to the Committee on Finance.

Mr. Evans presented the memorial of William Blake, praying to be allowed to import, free of duty, a quantity of shot and sprue iron; which was referred to the Committee on Finance.

Mr. Barrow presented the petition of numerous citizens of Port Hudson, Indiana, praying that Samuel H. Row, postmaster at that place, may not be held responsible for an amount of public money of which he was robbed; which was referred to the Committee on the Post Office and Post Roads.

Mr. Smith, of Indiana, presented three memorials signed by numerous citizens of the western States, praying the construction of a canal around the falls of the Ohio river; which were referred to the Committee on Roads and Canals.

Mr. Simmons presented the petition of Sarah Allen, widow of a deceased revolutionary pensioner, praying a pension; which was referred to the Committee on Pensions.

Mr. Simmons presented the petition of numerous manufacturers of paper hangings, praying an increase of the duties on imported paper hangings; which was referred to the Committee on Manufactures.

Mr. Simmons presented the report of a committee of the "Home League," New York, recommending the imposition of duties on auction sales on foreign account; which was referred to the Committee on Manufactures.

Mr. Sturgeon presented a preamble and resolutions adopted at a meeting of citizens, held in the city of Philadelphia, in favor of an increase of the tariff, and the imposition of discriminating duties for the protection of domestic manufactures and industry; which were referred to the Committee on Manufactures.

Mr. President: The House of Represent[illegible] Windsor county,
R. 39) entitled, "An act for the extensi[illegible] cability of Uriah
addition of five millions of dollars [illegible] which was referred
treasury-notes due."

The Speaker of the House [illegible]
ed bills, I am directed to brin[illegible] citizens of Bureau, Henry,
President.

The bill from the House [illegible] praying the establishment
and second times, by un[illegible] committee on the Post Office and
Finance, and ordered to l[illegible] of numerous citizens of Orleans

On motion by M[illegible] such measures as will lead to a

That the Senate adj[illegible] Government;

It was determined [illegible] that it be printed,

On motion by M[illegible] to the Committee on Printing.

The yeas and n[illegible]

Those who vo[illegible] have leave to withdraw his petition and

Messrs. Fult[illegible]

Woodbury, W[illegible] Tappan,

Those who[illegible] (S. 209) for the apportionment of Representatives

Messrs. A[illegible] according to the Sixth Census, be printed.

ton, Critter[illegible] Committee on Finance, to whom was referred the

Miller, Mc[illegible] extension of the loan of 1841, and for an addition of

Smith, o[illegible] thereto; and for allowing interest on treasury-notes

Woodbr[illegible] amendment.

[illegible] message was received from the President of the United

Th[illegible] Tyler, his Secretary:

It [illegible]

To the Senate:

In part compliance with a resolution of the Senate of the 20th of July, 1841, I transmit, herewith, a report from the Department of War.

JOHN TYLER.

WASHINGTON, *April* 1, 1842.

The message was read.

C On motion by Mr. Linn, that it be printed,

J *Ordered*, That the motion be referred to the Committee on Printing.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the bill from the Senate (S. 16) entitled, "An act for the relief of James Smith, of Arkansas," with an amendment; also the bill from the Senate (S. 50) entitled, "An act for the relief of James H. Relfe," with an amendment; and a resolution (S. 6) to authorize the equitable settlement of the accounts of George Whitman, with amendments; in which amendments they request the concurrence of the Senate.

The have passed the following bills:

H. R. 81. An act for the relief of the heirs of James Maglenen, late of the city of Baltimore, deceased;

H. R. No. 83. An act for the relief of John E. Alexander;

H. R. 84. An act for the relief of Asahel Lee, Harvey Lee, and Samuel Lee;

H. R. 86. An act for the relief of John E. Hunt and others

H. R. 87. An act for the relief of Captain Isaac Hull;

H. R. 88. An act for the relief of Daniel Homans;

89. An act for the relief of Isaac Fessenden;
90. An act for the relief of James Tongue, John Scrivener, and the sentatives of William Hodson, deceased;
93. An act for the relief of Archibald McCallum;
95. An act for the relief of Nathaniel Mitchell;
R. 97. An act for the relief of Eyre & Massey;

H. R. 96. An act for the relief of the owners of the ship Lexington, of Nantucket;

H. R. 98. An act for the relief of Joshua Atwood, jr.;

H. R. 99. An act for the relief of Ingoldsby W. Crawford and Samuel Phillips;

H. R. 100. An act making appropriation for the repair of the custom-house in Providence;

H. R. 101. An act for the relief of Nathan Smith and others;

H. R. 102. An act for the relief of Josiah Holmes;

H. R. 105. An act to authorize the President of the United States to issue to the heirs of John Campbell a patent for the remainder of private land claim number twenty, at Prairie du Chien, in the Territory of Wisconsin;

H. R. 106. An act granting a right of pre-emption to certain lots in the town of Perrysburg, in the State of Ohio;

H. R. 107. An act to grant to Van Buren county, Missouri, the tract of land on which the seat of justice of said county has been located;

H. R. 111. An act for the relief of Joseph F. Caldwell;

H. R. 117. An act for the relief of William Markam;

H. R. 119. An act for the relief of Elizabeth Pearce and Mary M. Telfair, daughters and heirs of Israel Pearce;

H. R. 175. An act for the relief of Thomas Collins;

H. R. 176. An act for the relief of Jared Gossage;

H. R. 178. An act granting a pension to Benjamin Franklin;

H. R. 179. An act granting a pension to Frederick Perrigo;

H. R. 180. An act for the relief of Jacob Euler;

H. R. 181. An act for the relief of George Newton;

H. R. 185. An act for the relief of Samuel B. Hugo;

H. R. 186. An act for the relief of Samuel Diey;

H. R. 187. An act to increase the revolutionary pension of John Looney;

H. R. 190. An act for the relief of Daniel Chase;

H. R. 191. An act for the relief of Joseph J. Martin;

H. R. 192. An act for the relief of Hugh Wallace Wormley;

H. R. 193. An act for the relief of Henry Wells;

H. R. 194. An act for the relief of George Mayfield;

H. R. 195. An act for the relief of John Jorden;

H. R. 201. An act for the relief of George M. Bedinger, of the State of Kentucky;

H. R. 202. An act for the relief of the assistants of the marshal of the United States for the district of Kentucky;

H. R. 143. An act for the relief of Mariah Fowler;

H. R. 149. An act for the relief of Sarah Woodward;

H. R. 150. An act for the relief of Betsey Vreeland;

H. R. 157. An act granting a pension to Esther Sawyer;

H. R. 159. An act granting a pension to Mary Summers;

H. R. 160. An act granting a pension to Grace Sears;

H. R. 164. An act for the relief of Elizabeth Howe, of Avon, New York;

H. R. 165. An act for the relief of Sarah Besly, widow of William Besly, deceased, and, previous thereto, widow of Doctor Henry Adams;

H. R. 171. An act for the benefit of Mary Congleton, widow of Moses Congleton, a soldier of the revolution, deceased;

H. R. 248. An act authorizing a patent to be issued to Bartholomew Pellerin, his heirs, or assigns;

H. R. 340. An act to regulate the compensation of custom-house officers; in which bills they request the concurrence of the Senate.

The House of Representatives have also passed the following bills of the Senate:

S. 11. An act to provide for the allowance of invalid pensions to certain Cherokee warriors, under the provisions of the 14th article of the treaty of 1835;

S. 120. An act relative to the act entitled, "An act granting lands to certain exiles from Poland," approved 30th June, 1834;

S. 104. An act for the relief of John S. Billings.

Agreeably to notice, Mr. Linn asked and obtained leave to bring in a bill (S. 214) making appropriations for defences at certain points on the frontiers of Missouri and Iowa; which was read the first and second times, by unanimous consent, and referred to the Committee on Military Affairs.

Agreeably to notice, Mr. Woodbury asked and obtained leave to bring in a bill (S. 215) in addition to an act to amend the act entitled, "An act making alterations in the Treasury and War Departments;" which was read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

After the consideration of Executive business,

The Senate adjourned.

TUESDAY, April 5, 1841.

The President pro tempore laid before the Senate a communication from the Governor of the Territory of Iowa, accompanied by four memorials of the Legislature of that Territory, praying the establishment of additional land offices, and a land district, and relative to the sections of land contiguous to Iowa city.

The communication was read.

Ordered, That the memorials be referred to the Committee on Public Lands.

The President pro tempore laid before the Senate a report of the Secretary of the Treasury, made agreeably to law, accompanied by statements of certain contracts, payments made for the discharge of miscellaneous claims and expenditures from the marine hospital fund; which was read.

On motion by Mr. Mangum, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Young presented the petition of numerous citizens of the State of Illinois, praying an additional grant of public lands to aid that State in the completion of the Illinois and Michigan canal; which was referred to the Committee on Public Lands.

Mr. Morehead presented a preamble and resolution passed by the General Assembly of the State of Kentucky, requesting the Senators and Representatives of that State in Congress to use their exertions to procure the establishment of an agency within the State of Kentucky for the manufac-

ture and inspection of water-rotted hemp, intended for the use of the navy; which were referred to the Committee on Naval Affairs.

Mr. Morehead presented the memorial of the representatives of James Trabue, deceased, late an officer in the revolutionary war, praying an allowance of bounty land for his military services; which was referred to the Committee on Revolutionary Claims.

Mr. Berrien submitted documents in relation to the employment of a military force for the suppression of Indian hostilities on the southern frontier of the State of Georgia; which were referred to the Committee on Military Affairs.

Mr. Young submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Pensions be instructed to inquire into the expediency of passing a law to authorize the Commissioner of Pensions to place the name of William Bilsland, of the State of Illinois, on the pension roll of that State as an invalid pensioner of the United States.

Mr. Graham submitted the following resolution; which was read, and ordered to be printed.

Resolved (*the House of Representatives concurring*), That the following be added to the joint rules of the two Houses of Congress, to wit:

Whenever a claim against the United States, of any description, has been, or shall be presented to either House, and referred to a committee, and such committee shall have made a report in writing against the allowance of the claim, and the same shall have been concurred in by such House, it shall not be in order to revive the consideration of such claim in that House, at the same or any future session of Congress, either by bill, resolution, petition, or otherwise, except upon a memorial of the claimant, first setting forth upon affidavit, that he has discovered new evidence in support of his claim since the decision against it, and a statement of the substance of such evidence, or, second, assigning specific errors in the report of the committee adverse to it, and a certificate of a member of that House that he believes that the former decision was erroneous, as charged in said memorial: *Provided*, That an order discharging a committee from the further consideration of a claim shall in nowise require a compliance with this rule.

A message from the House of Representatives, by Mr. Clarke their Clerk:

Mr. President: The House of Representatives have passed the bill from the Senate (S. 208) to establish certain post-roads.

The resolution (S. 9) to authorize the extension of the contract for carrying the mail on the route between Mobile and New Orleans, was read the second time, and considered as in Committee of the Whole; and, no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

Mr. Mangum, from the Committee on Printing, reported against printing the following subjects:

Report of the Secretary of War showing the expenses of the national armories, and the quantity of arms manufactured;

Memorial of a number of citizens of Massachusetts, praying the imposition of specific duties on manufactures of cotton;

Proceedings and resolutions of a meeting of citizens of Philadelphia, presented the 4th instant;

Petition of a number of citizens of New York, in relation to the proceedings of Congress, presented the 4th instant; and,

The report was concurred in.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the following subjects;

1. Message of the President of the United States, of the 29th March, communicating a report of the Secretary of the Navy, showing the agents of that Department;

2. Message from the President of the United States, of the 4th instant, communicating a report of the Secretary of War, showing the removals from and appointments to office;

3. Report of the Secretary of the Navy, in relation to appropriations for navy-yards, communicated the eighth of March; and,

Ordered, That they be printed.

Mr. Choate, from the Committee on the Library, to whom was referred the petition of Sally N. Niles, widow and administratrix of Hezekiah Niles, reported the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Mr. Morehead, from the Committee on Indian Affairs, to whom the subject was referred, reported a bill (S. 216) to provide for the satisfaction of claims arising under the fourteenth and nineteenth articles of the treaty of Dancing-rabbit creek, concluded in September, 1830; which was read and passed to the second reading.

On motion by Mr. Morehead,

Ordered, That the further consideration of the bill be postponed to, and made the order of the day for Monday the 11th instant.

Mr. Graham, from the Committee on Pensions, to whom was referred the bill (H. R. 145) for the relief of Elizabeth Tresham, widow of George Tresham, reported it without amendment.

Mr. Graham submitted an adverse report on the subject, which was ordered to be printed.

Mr. Preston, from the Committee on Military Affairs, reported a bill (S. 217) to raise two new regiments and to organize a corps of horse artillery; which was read and passed to the second reading.

Mr. Preston, from the Committee on Military Affairs, to whom was referred the bill (S. 119) to abolish the office of Commissary of Purchases, reported it without amendment.

Mr. Prentiss, from the Committee on Patents, reported a resolution (S. 11) for the printing and distribution of a continuation of the Digest of Patents, and for other purposes; which was read and passed to the second reading.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred the petition of M. M. Quackenbos, reported a bill (S. 218) to authorize the Secretary of the Treasury to make an arrangement or compromise with any of the sureties on bond given to the United States by Samuel Swartwout, late collector of the customs for the port of New York; which was read and passed to the second reading.

On motion by Mr. Huntington,

Ordered, That the Committee on Commerce be discharged from the further consideration of the petition of Glasgow, Harrison, Boyd, & Co.; and that it be referred to the Committee on Finance.

Mr. McRoberts, from the Committee on the Post Office and Post Roads, to whom was referred the petition of Alexander M. Cumming, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Mr. Berrien, from the Committee on the Judicary, to whom was referred the bill (S. 215) in addition to "An act to amend the act entitled 'An act making alterations in the Treasury, War, and Navy Departments,'" reported it without amendment, and that it ought not to pass.

Agreeably to notice, Mr. Mangum asked and obtained leave to bring in a bill (S. 219) to authorize the Secretary of the Navy to contract for the building of certain war-steamers; which was read the first and second times, by unanimous consent, and referred to the Committee on Naval Affairs.

On motion by Mr. Preston,

That the report of the Secretary of War, of the 16th of March, relating to the strength and expenses of the army, be printed;

Ordered, That the motion be referred to the Committee on Printing.

The Senate proceeded to consider the resolution submitted 17th January, in relation to the means of supplying any deficiency in the revenue, together with the amendment proposed by Mr. Rives, and on the question to agree to the proposed amendment; to wit, after the word "*Resolved*," strike out the residue of the resolution, and in lieu thereof insert:

"*That the Secretary of the Treasury be directed to report to the Senate, by what means adequate provision can best be made for meeting the necessary expenditures of the Government, in the present condition of the country; submitting his plans therefor in detail, with estimates of the probable products of each source of supply proposed: and, also, to what extent retrenchments in the various branches of the public expenditure are likely to arise from the cessation or diminution of charges on the Treasury now existing, or may be further effected, by a wise economy, adapted alike to the wants and resources of the Government;*"

It was determined in the affirmative, { Yeas, ... 25, / Nays, ... 18.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clayton, Crittenden, Evans, Graham, Huntington, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Prentiss, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, White.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Buchanan, Calhoun, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

So,

The resolution, as amended, was then agreed to.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 39) for the extension of the loan of 1841, and, for an addition of five millions of dollars thereto; and for allowing interest on treasury-notes due; and,

After debate,

On motion by Mr. Buchanan,

That the Senate adjourn,

It was determined in the affirmative, { Yeas, ... 25, / Nays, ... 13.

On motion by Mr. Preston,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Barrow, Bayard, Benton, Buchanan, Calhoun, Fulton, Henderson, King, Linn, McRoberts, Porter, Rives, Sevier, Smith, of Connecticut, Sprague, Sturgeon, Tallmadge, Tappan, Walker, White, Wilcox, Woodbridge, Young.

Those who voted in the negative, are,

Messrs. Bates, Berrien, Choate, Clayton, Crittenden, Graham, Mangum, Merrick, Miller, Prentiss, Preston, Simmons, Smith, of Indiana.

So,

The Senate adjourned.

WEDNESDAY, April 6, 1842.

The President pro tempore laid before the Senate a report of the Secretary of War, accompanied by a copy of the proceedings of the court of inquiry called at the request of Lieutenant Colonel de Russy, communicated in pursuance of a resolution of the Senate; which was read.

Mr. Buchanan presented eight memorials from numerous citizens of the State of Pennsylvania, praying an increase of the duties on foreign iron; five memorials from numerous citizens of the same State, praying an increase of the tariff for the protection of domestic manufactures and industry; and a memorial from numerous citizens of Northampton, Pennsylvania, engaged in the business of coal mining, praying an increase of the duties on foreign coal and iron; which were referred to the Committee on Manufactures.

Mr. Crittenden presented a memorial from citizens of Huntingdon county, Pennsylvania, praying an increase of the duties on foreign iron; which was referred to the Committee on Manufactures.

Mr. Tallmadge presented a memorial of numerous citizens of Albion, New York, praying that the franking privilege may be abolished or modified, and that the postage on letters and newspapers may be reduced; which was referred to the Committee on the Post Office and Post Roads.

Mr. Tallmadge presented three petitions signed by numerous owners, masters, and pilots, of steamboats and other vessels, praying the erection of a light-house on Tappan Zee, in Hudson river; which were referred to the Committee on Commerce.

Mr. Tallmadge presented a memorial signed by numerous importers of foreign goods in the city of New York, praying an increase of the duties on foreign importations for the protection of domestic products and industry; which was referred to the Committee on Manufactures.

On motion by Mr. Tallmadge, that it be printed,

Ordered, That this motion be referred to the Committee on Printing.

Mr. Crittenden presented the following resolution passed by the General Assembly of the Commonwealth of Kentucky:

"*Resolved by the General Assembly of the Commonwealth of Kentucky*, That the Constitution of the United States ought to be amended.

"1st. That the President shall not be eligible for two consecutive terms; and whenever the office of President shall become vacant from any cause whatever, the Vice President, or other person filling the office of President for the remainer of the term, shall be ineligible for the next Presidential term.

"2d. That the power of the President to appoint members of Congress to

stations of honor, trust, or profit, under the General Government, ought to be restrained.

"3d. That the power of the President to remove from office shall be confined to the heads of departments, and those employed in foreign service; but that, for cause assigned, he may suspend any officer until the Senate may advise for or against his removal.

"4th. That the veto power of the President be so modified, as materially to diminish the mischievous influence now exercised by that officer over the legislation of the country, by means of said power.

"5th. That the Governor be requested to forward a copy of the foregoing resolutions to each of our Senators and Representatives in Congress, and to the Executives of the several States; and that the Executives be respectfully requested to lay said resolutions before their respective Legislatures.

"C. S. MOREHEAD,
"*Speaker of the House of Representatives.*
"MANLIUS V. THOMSON,
"*Speaker of the Senate.*

"Approved, 25th February, 1842.

"R. P. LETCHER.

"By the Governor.
"JAMES HARLAN, *Secretary of State.*"

The resolution was read.

Ordered, That it be printed.

Mr. Crittenden presented a preamble and resolution passed by the General Assembly of the Commonwealth of Kentucky, requesting the Senators and Representatives of that Commonwealth in Congress to use their exertions to procure an appropriation for improving the navigation of the western waters; which were read, and ordered to be printed.

Mr. Williams presented resolutions passed by the Legislature of the State of Maine, requesting the Senators and Representatives of that State in Congress to use their exertions to procure immediate and adequate appropriations for the defence of the State of Maine; which were read, referred to the Committee on Military Affairs, and ordered to be printed.

Mr. Williams presented the following resolutions passed by the Legislature of the State of Maine:

"STATE OF MAINE.

"RESOLVES IN RELATION TO PUBLIC LANDS.

"*Resolved*, That the only sure safeguard of the liberties of the people is the rigid abstinence of Congress from the exercise of all powers not expressly granted by the constitution, or which are not clearly necessary to carry them into effect, and that the assumption of powers upon loose and vague implications is directly calculated to change a Government intended to be one of defined limits into an unbridled and all-pervading despotism.

"*Resolved*, That we have witnessed with consternation and alarm an assumption of power in Congress, at its late extra session, in passing an act distributing the proceeds of the sales of our public domain among the States of this Union, subversive of the principles of our free institutions, and having an obvious and inevitable tendency to transform our republican system of Government into one of arbitrary and consolidated powers.

"*Resolved*, That our Senators in Congress be instructed, and our Repre-

Mr. President: The House of Representatives have passed a bill (H. R. 39) entitled, "An act for the extension of the loan of 1841, and for an addition of five millions of dollars thereto; and for allowing interest on treasury-notes due."

The Speaker of the House of Representatives having signed two enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The bill from the House of Representatives (H. R. 39) was read the first and second times, by unanimous consent, referred to the Committee on Finance, and ordered to be printed.

On motion by Mr. Sevier,

That the Senate adjourn,

It was determined in the negative, { Yeas, ... 11, / Nays, ... 29.

On motion by Mr. Sevier,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Fulton, King, Linn, McRobers, Porter, Sevier, White, Wilcox, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Benton, Berrien, Calhoun, Choate, Clayton, Crittenden, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Prentiss, Preston, Rives, Simmons, Smith, of Connecticut, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, Walker, Williams, Woodbridge.

On motion by Mr. Barrow,

That when the Senate adjourn it be to Monday next:

It was determined in the affirmative, { Yeas, ... 26, / Nays, ... 13.

On motion by Mr. Sevier,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Benton, Berrien, Calhoun, Choate, Clayton, Crittenden, Evans, Fulton, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Prentiss, Preston, Rives, Smith, of Connecticut, Sprague, Tallmadge, Walker, White, Williams, Woodbridge.

Those who voted in the negative, are,

Messrs. Bates, Graham, King, Linn, McRoberts, Porter, Sevier, Simmons, Smith, of Indiana, Wilcox, Woodbury, Wright, Young.

So it was

Ordered, That when the Senate adjourn it be to Monday next.

After the consideration of Executive business,

The Senate adjourned.

MONDAY, April 4, 1842.

Mr. Porter reported from the committee that they had examined and found duly enrolled the bill (H. R. No. 114) entitled, "An act to extend the time for selling the lands granted to the incorporated Kentucky Asylum for teaching the deaf and dumb; also the bill (H. R. 307) to amend the several acts establishing a district court of the United States at Jackson, in the State of Tennessee.

of War, made in compliance with a resolution of the Senate, in relation to the expediency of authorizing a sale of the lead mines in the State of Illinois and the Territories of Wisconsin and Iowa; which was read.

On motion by Mr. Young, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

The President pro tempore laid before the Senate a preamble and resolutions passed by the Legislature of the State of Pennsylvania, urging the passage of the necessary law for the apportionment of Representatives among the several States.

The preamble and resolutions were read.

Ordered, That they lie on the table, and be printed.

Mr. Prentiss, from the Committee on Patents and the Patent Office, reported a bill (S. 220) in addition to an act to promote the progress of the useful arts; which was read, and passed to a second reading.

Mr. Graham, from the Committee on Pensions, to whom was referred the bill (H. R. 158) for the relief of Sarah Moore, of the State of Maryland, reported it without amendment.

On motion by Mr. Merrick,

Ordered, That the Committee on Military Affairs be discharged from the further consideration of the memorial of a number of citizens of North Carolina, presented the 30th March; and that it be referred to the Committee on Finance.

The bill (S. 211) to confirm certain entries of lands in the State of Louisiana, and to authorize the issuing of patents for the same, was read the second time, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The Senate proceeded to consider the amendment of the House of Representatives to the bill (S. 16) for the relief of James Smith, of Arkansas; and,

On motion by Mr. Sevier,

Resolved, That the Senate concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider the amendment of the House of Representatives to the bill (S. 50) for the relief of James H. Relfe; and,

On motion by Mr. Linn,

Resolved, That they concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider the amendments of the House of Representatives to the resolution (S. 6) to authorize the equitable settlement of the accounts of George Whitman; and,

On motion by Mr. King,

Resolved, That they concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill from the House of Representatives (H. R. 340) to regulate the compensation of custom-house officers, was read the first and second times, by unanimous consent, and referred to the Committee on Finance.

The bill (H. R. 117) for the relief of William Markham, was read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

Mr. Woodbury presented a memorial from citizens of Windsor county, Vermont, praying an appropriation for testing the practicability of Uriah Brown's plan for harbor defence, by means of fire-ships; which was referred to the Committee on Naval Affairs.

Mr. Young presented a petition from numerous citizens of Bureau, Henry, and Rock Island counties, in the State of Illinois, praying the establishment of a post-route; which was referred to the Committee on the Post Office and Post Roads.

Mr. Crittenden presented the petition of numerous citizens of Orleans county, New York, praying the adoption of such measures as will lead to a reform in the legislative branch of the Government;

Ordered, That it lie on the table.

On motion by Mr Crittenden, that it be printed,

Ordered, That this motion be referred to the Committee on Printing.

On motion by Mr. King,

Ordered, That Edward O. Jones have leave to withdraw his petition and papers, on the files of the Senate.

On motion by Mr. Tappan,

Ordered, That the bill (S. 209) for the apportionment of Representatives among the several States according to the Sixth Census, be printed.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (H. R. 39) for the extension of the loan of 1841, and for an addition of five millions of dollars thereto; and for allowing interest on treasury-notes due, reported it without amendment.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate:

In part compliance with a resolution of the Senate of the 20th of July, 1841, I transmit, herewith, a report from the Department of War.

JOHN TYLER.

WASHINGTON, *April* 1, 1842.

The message was read.

On motion by Mr. Linn, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the bill from the Senate (S. 16) entitled, "An act for the relief of James Smith, of Arkansas," with an amendment; also the bill from the Senate (S. 50) entitled, "An act for the relief of James H. Relfe," with an amendment; and a resolution (S. 6) to authorize the equitable settlement of the accounts of George Whitman, with amendments; in which amendments they request the concurrence of the Senate.

The have passed the following bills:

H. R. 81. An act for the relief of the heirs of James Maglenen, late of the city of Baltimore, deceased;

H. R. No. 83. An act for the relief of John E. Alexander;

H. R. 84. An act for the relief of Asahel Lee, Harvey Lee, and Samuel Lee;

H. R. 86. An act for the relief of John E. Hunt and others

H. R. 87. An act for the relief of Captain Isaac Hull;

H. R. 88. An act for the relief of Daniel Homans;

H. R. 89. An act for the relief of Isaac Fessenden;
H. R. 90. An act for the relief of James Tongue, John Scrivener, and the legal representatives of William Hodson, deceased;
H. R. 93. An act for the relief of Archibald McCallum;
H. R. 95. An act for the relief of Nathaniel Mitchell;
H. R. 97. An act for the relief of Eyre & Massey;
H. R. 96. An act for the relief of the owners of the ship Lexington, of Nantucket;
H. R. 98. An act for the relief of Joshua Atwood, jr.;
H. R. 99. An act for the relief of Ingoldsby W. Crawford and Samuel Phillips;
H. R. 100. An act making appropriation for the repair of the custom-house in Providence;
H. R. 101. An act for the relief of Nathan Smith and others;
H. R. 102. An act for the relief of Josiah Holmes;
H. R. 105. An act to authorize the President of the United States to issue to the heirs of John Campbell a patent for the remainder of private land claim number twenty, at Prairie du Chien, in the Territory of Wisconsin;
H. R. 106. An act granting a right of pre-emption to certain lots in the town of Perrysburg, in the State of Ohio;
H. R. 107. An act to grant to Van Buren county, Missouri, the tract of land on which the seat of justice of said county has been located;
H. R. 111. An act for the relief of Joseph F. Caldwell;
H. R. 117. An act for the relief of William Markam;
H. R. 119. An act for the relief of Elizabeth Pearce and Mary M. Telfair, daughters and heirs of Israel Pearce;
H. R. 175. An act for the relief of Thomas Collins;
H. R. 176. An act for the relief of Jared Gossage;
H. R. 178. An act granting a pension to Benjamin Franklin;
H. R. 179. An act granting a pension to Frederick Perrigo;
H. R. 180. An act for the relief of Jacob Euler;
H. R. 181. An act for the relief of George Newton;
H. R. 185. An act for the relief of Samuel B. Hugo;
H. R. 186. An act for the relief of Samuel Diey;
H. R. 187. An act to increase the revolutionary pension of John Looney;
H. R. 190. An act for the relief of Daniel Chase;
H. R. 191. An act for the relief of Joseph J. Martin;
H. R. 192. An act for the relief of Hugh Wallace Wormley;
H. R. 193. An act for the relief of Henry Wells;
H. R. 194. An act for the relief of George Mayfield;
H. R. 195. An act for the relief of John Jorden;
H. R. 201. An act for the relief of George M. Bedinger, of the State of Kentucky;
H. R. 202. An act for the relief of the assistants of the marshal of the United States for the district of Kentucky;
H. R. 143. An act for the relief of Mariah Fowler;
H. R. 149. An act for the relief of Sarah Woodward;
H. R. 150. An act for the relief of Betsey Vreeland;
H. R. 157. An act granting a pension to Esther Sawyer;
H. R. 159. An act granting a pension to Mary Summers;
H. R. 160. An act granting a pension to Grace Sears;
H. R. 164. An act for the relief of Elizabeth Howe, of Avon, New York;

H. R. 165. An act for the relief of Sarah Besly, widow of William Besly, deceased, and, previous thereto, widow of Doctor Henry Adams;

H. R. 171. An act for the benefit of Mary Congleton, widow of Moses Congleton, a soldier of the revolution, deceased;

H. R. 248. An act authorizing a patent to be issued to Bartholomew Pellerin, his heirs, or assigns;

H. R. 340. An act to regulate the compensation of custom-house officers; in which bills they request the concurrence of the Senate.

The House of Representatives have also passed the following bills of the Senate:

S. 11. An act to provide for the allowance of invalid pensions to certain Cherokee warriors, under the provisions of the 14th article of the treaty of 1835;

S. 120. An act relative to the act entitled, "An act granting lands to certain exiles from Poland," approved 30th June, 1834;

S. 104. An act for the relief of John S. Billings.

Agreeably to notice, Mr. Linn asked and obtained leave to bring in a bill (S. 214) making appropriations for defences at certain points on the frontiers of Missouri and Iowa; which was read the first and second times, by unanimous consent, and referred to the Committee on Military Affairs.

Agreeably to notice, Mr. Woodbury asked and obtained leave to bring in a bill (S. 215) in addition to an act to amend the act entitled, "An act making alterations in the Treasury and War Departments;" which was read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

After the consideration of Executive business,

The Senate adjourned.

TUESDAY, April 5, 1841.

The President pro tempore laid before the Senate a communication from the Governor of the Territory of Iowa, accompanied by four memorials of the Legislature of that Territory, praying the establishment of additional land offices, and a land district, and relative to the sections of land contiguous to Iowa city.

The communication was read.

Ordered, That the memorials be referred to the Committee on Public Lands.

The President pro tempore laid before the Senate a report of the Secretary of the Treasury, made agreeably to law, accompanied by statements of certain contracts, payments made for the discharge of miscellaneous claims and expenditures from the marine hospital fund; which was read.

On motion by Mr. Mangum, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Young presented the petition of numerous citizens of the State of Illinois, praying an additional grant of public lands to aid that State in the completion of the Illinois and Michigan canal; which was referred to the Committee on Public Lands.

Mr. Morehead presented a preamble and resolution passed by the General Assembly of the State of Kentucky, requesting the Senators and Representatives of that State in Congress to use their exertions to procure the establishment of an agency within the State of Kentucky for the manufac-

ture and inspection of water-rotted hemp, intended for the use of the navy; which were referred to the Committee on Naval Affairs.

Mr. Morehead presented the memorial of the representatives of James Trabue, deceased, late an officer in the revolutionary war, praying an allowance of bounty land for his military services; which was referred to the Committee on Revolutionary Claims.

Mr. Berrien submitted documents in relation to the employment of a military force for the suppression of Indian hostilities on the southern frontier of the State of Georgia; which were referred to the Committee on Military Affairs.

Mr. Young submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Pensions be instructed to inquire into the expediency of passing a law to authorize the Commissioner of Pensions to place the name of William Bilsland, of the State of Illinois, on the pension roll of that State as an invalid pensioner of the United States.

Mr. Graham submitted the following resolution; which was read, and ordered to be printed.

Resolved (*the House of Representatives concurring*), That the following be added to the joint rules of the two Houses of Congress, to wit:

Whenever a claim against the United States, of any description, has been, or shall be presented to either House, and referred to a committee, and such committee shall have made a report in writing against the allowance of the claim, and the same shall have been concurred in by such House, it shall not be in order to revive the consideration of such claim in that House, at the same or any future session of Congress, either by bill, resolution, petition, or otherwise, except upon a memorial of the claimant, first setting forth upon affidavit, that he has discovered new evidence in support of his claim since the decision against it, and a statement of the substance of such evidence, or, second, assigning specific errors in the report of the committee adverse to it, and a certificate of a member of that House that he believes that the former decision was erroneous, as charged in said memorial: *Provided*, That an order discharging a committee from the further consideration of a claim shall in nowise require a compliance with this rule.

A message from the House of Representatives, by Mr. Clarke their Clerk:

Mr. President: The House of Representatives have passed the bill from the Senate (S. 208) to establish certain post-roads.

The resolution (S. 9) to authorize the extension of the contract for carrying the mail on the route between Mobile and New Orleans, was read the second time, and considered as in Committee of the Whole; and, no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

Mr. Mangum, from the Committee on Printing, reported against printing the following subjects:

Report of the Secretary of War showing the expenses of the national armories, and the quantity of arms manufactured;

Memorial of a number of citizens of Massachusetts, praying the imposition of specific duties on manufactures of cotton;

Proceedings and resolutions of a meeting of citizens of Philadelphia, presented the 4th instant;

Petition of a number of citizens of New York, in relation to the proceedings of Congress, presented the 4th instant; and,

The report was concurred in.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the following subjects;

1. Message of the President of the United States, of the 29th March, communicating a report of the Secretary of the Navy, showing the agents of that Department;

2. Message from the President of the United States, of the 4th instant, communicating a report of the Secretary of War, showing the removals from and appointments to office;

3. Report of the Secretary of the Navy, in relation to appropriations for navy-yards, communicated the eighth of March; and,

Ordered, That they be printed.

Mr. Choate, from the Committee on the Library, to whom was referred the petition of Sally N. Niles, widow and administratrix of Hezekiah Niles, reported the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Mr. Morehead, from the Committee on Indian Affairs, to whom the subject was referred, reported a bill (S. 216) to provide for the satisfaction of claims arising under the fourteenth and nineteenth articles of the treaty of Dancing-rabbit creek, concluded in September, 1830; which was read and passed to the second reading.

On motion by Mr. Morehead,

Ordered, That the further consideration of the bill be postponed to, and made the order of the day for Monday the 11th instant.

Mr. Graham, from the Committee on Pensions, to whom was referred the bill (H. R. 145) for the relief of Elizabeth Tresham, widow of George Tresham, reported it without amendment.

Mr. Graham submitted an adverse report on the subject, which was ordered to be printed.

Mr. Preston, from the Committee on Military Affairs, reported a bill (S. 217) to raise two new regiments and to organize a corps of horse artillery; which was read and passed to the second reading.

Mr. Preston, from the Committee on Military Affairs, to whom was referred the bill (S. 119) to abolish the office of Commissary of Purchases, reported it without amendment.

Mr. Prentiss, from the Committee on Patents, reported a resolution (S. 11) for the printing and distribution of a continuation of the Digest of Patents, and for other purposes; which was read and passed to the second reading.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred the petition of M. M. Quackenbos, reported a bill (S. 218) to authorize the Secretary of the Treasury to make an arrangement or compromise with any of the sureties on bond given to the United States by Samuel Swartwout, late collector of the customs for the port of New York; which was read and passed to the second reading.

On motion by Mr. Huntington,

Ordered, That the Committee on Commerce be discharged from the further consideration of the petition of Glasgow, Harrison, Boyd, & Co.; and that it be referred to the Committee on Finance.

Mr. McRoberts, from the Committee on the Post Office and Post Roads, to whom was referred the petition of Alexander M. Cumming, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Mr. Berrien, from the Committee on the Judicary, to whom was referred the bill (S. 215) in addition to "An act to amend the act entitled 'An act making alterations in the Treasury, War, and Navy Departments,'" reported it without amendment, and that it ought not to pass.

Agreeably to notice, Mr. Mangum asked and obtained leave to bring in a bill (S. 219) to authorize the Secretary of the Navy to contract for the building of certain war-steamers; which was read the first and second times, by unanimous consent, and referred to the Committee on Naval Affairs.

On motion by Mr. Preston,

That the report of the Secretary of War, of the 16th of March, relating to the strength and expenses of the army, be printed;

Ordered, That the motion be referred to the Committee on Printing.

The Senate proceeded to consider the resolution submitted 17th January, in relation to the means of supplying any deficiency in the revenue, together with the amendment proposed by Mr. Rives, and on the question to agree to the proposed amendment; to wit, after the word "*Resolved*," strike out the residue of the resolution, and in lieu thereof insert:

"*That the Secretary of the Treasury be directed to report to the Senate, by what means adequate provision can best be made for meeting the necessary expenditures of the Government, in the present condition of the country; submitting his plans therefor in detail, with estimates of the probable products of each source of supply proposed: and, also, to what extent retrenchments in the various branches of the public expenditure are likely to arise from the cessation or diminution of charges on the Treasury now existing, or may be further effected, by a wise economy, adapted alike to the wants and resources of the Government;*"

It was determined in the affirmative, { Yeas, ... 25, / Nays, ... 18.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clayton, Crittenden, Evans, Graham, Huntington, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Prentiss, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, White.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Buchanan, Calhoun, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

So,

The resolution, as amended, was then agreed to.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 39) for the extension of the loan of 1841, and, for an addition of five millions of dollars thereto; and for allowing interest on treasury-notes due; and,

After debate,

On motion by Mr. Buchanan,

That the Senate adjourn,

It was determined in the affirmative, { Yeas, ... 25, / Nays, ... 13.

To the Senate of the United States:

I herewith transmit to the Senate copies of a letter addressed to the Secretary of State by the chairman of the board of commissioners appointed to explore the boundary line between the States of Maine and New Hampshire and the adjoining British provinces, together with the report of the operations of that commission to the 31st ultimo, and a profile of the meridian line from the source of the St. Croix river, as far as surveyed, illustrative of the report.

JOHN TYLER.

WASHINGTON, *April* 7, 1842.

The message was read.

On motion by Mr. Woodbury, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

On motion by Mr. Woodbury,

That four hundred copies in addition to the usual number be printed of the report of the Secretary of the Treasury of the 8th instant, in relation to standard measures, for the use of Mr. Hassler,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Buchanan presented the memorial of numerous citizens of Schuylkill county, Pennsylvania, interested in the coal trade, praying an increase of the duties on foreign coal; which was referred to the Committee on Manufactures.

Mr. Buchanan presented a memorial from citizens of the city and county of Philadelphia, praying that the fine imposed on Major General Andrew Jackson for his enforcement of martial law at New Orleans in the year 1815 may be remitted, with the costs which may have accrued thereon; which was referred to the Committee on the Judiciary.

Mr. Buchanan presented a memorial from citizens of the State of Pennsylvania, praying an increase of the duties on foreign iron; which was referred to the Committee on Manufactures.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the report of the Secretary of the Treasury, in relation to standard measures, and four hundred copies in addition to the usual number; and,

Ordered, That the report be printed, and that four hundred copies be printed, in addition to the usual number, for the use of F. R. Hassler.

Mr. Mangum, from the Committee on Printing, reported against printing the proceedings of a meeting of citizens of Saline county, Missouri, presented the 7th April; and

The report was concurred in.

The President pro tempore signed the enrolled resolution (S. 6), and the six enrolled bills (S. 11, 16, 50, 104, 120, 208), last reported to have been examined; and they were delivered to the committee, to be presented to the President of the United States.

A message from the House of Representatives, by Mr. Clarke, their clerk:

Mr. President: The House of Representatives have passed the bill from the Senate (S. 211) to confirm certain entries of lands in the State of Louisiana, and to authorize the issuing of patents for the same.

The House of Representatives have passed a bill (H. R. 116) for the relief of James Williams; in which they request the concurrence of the Senate.

The bill from the House of Representatives, last mentioned (H. R. 116), was read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

Mr. Williams reported, from the committee, that they had examined, and

found duly enrolled, the bill (S. 175) entitled, "An act authorizing the construction of a war-steamer."

Mr. Young, from the Committee on the District of Columbia, to whom was referred the memorial of Caspar W. Wever, reported a bill (S. 222) for his relief; which was read, and passed to the second reading.

On motion by Mr. Young,

Ordered, That the memorial and documents accompanying the said bill be printed.

The amendment to the resolution (H. R. 5) on the subject of printing the tables of the Sixth Census, having been reported by the committee, correctly engrossed, the resolution was read a third time.

Resolved, That this resolution pass, with an amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

The following resolution and bills having been reported by the committee, correctly engrossed, were severally read a third time:

S. 5. Resolution further to provide for the distribution of the printed returns of the Sixth Census, and other documents connected with the same, the printing of which has been heretofore directed by law:

S. 136. Bill for the relief of Richard Patten;

S. 138. Bill for the relief of Daniel Kleiss:

S. 139. Bill for the relief of the legal representatives of Richard T. Banks, of the State of Arkansas.

Resolved, That the said resolution and bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed, as in Committee of the Whole, the bill (S. 42) to equalize the pay of the army, and for other purposes; and,

On motion by Mr. Preston,

Ordered, That it lie on the table.

The bill (S. 132) for the benefit of the Howard Institution of the city of Washington, was read the second time, and considered, as in Committee of the Whole; and having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That it be engrossed, and read a third time.

The Senate resumed the consideration of the bill (H. R. 39) for the extension of the loan of 1841, and for an addition of five millions of dollars thereto, and for allowing interest on treasury-notes due.

On motion by Mr. Walker,

To amend the bill, by striking out, section 5, line 2, after the word "form," the residue of the section, and in lieu thereof inserting:

"*The sales of the public lands shall be, and the same are hereby, distinctly, separately, and inviolably pledged for the payment of the interest, and redemption of the principal, of all the stock which has heretofore been issued under the provisions of the act hereby amended, or which may hereafter be issued under the provisions of the said act as hereby modified and amended; and, also, for the payment of the interest and principal of any and all treasury-notes issued in pursuance of the provisions of the act entitled, "An act to authorize the issuing of treasury-notes," approved the twelfth day of October, eighteen hundred and thirty-seven, or any act subsequent thereto, and now outstanding and unredeemed, or which may hereaf-*

ter be issued in pursuance of the provisions of any of the said acts; which said pledge, hereby solemnly made, shall be in no way impaired or revoked until the principal and interest of all the said debts shall have been fully paid and satisfied, or until the full means for such payment shall have been accumulated in money, and placed in the Treasury of the United States, to meet such payments. And all the provisions of the act entitled, 'An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights,' approved on the fourth of September, eighteen hundred and forty-one, which are inconsistent with this section of this act, shall be, and the same are hereby, suspended in their operation, until the pledge of the proceeds of the sales of the public lands, hereby made, shall have been fully redeemed and discharged in the manner in this section required. And the said proceeds of the sales of the public lands, or such portions thereof as may be necessary for these purposes, shall be, and the same are hereby, appropriated to pay the interest upon the debts, and to redeem the principal of the same when due and payable, or sooner, in case a surplus of money in the Treasury shall make it the duty of the Secretary of the Treasury, under the fourth section of the act hereby amended, to redeem the said stock, or any portion thereof, sooner, by a purchase of the same;"

It was determined in the negative, { Yeas, ... 19; Nays, ... 25.

On motion by Mr. Sevier,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Fulton, King, Linn, McRoberts, Rives, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clayton, Evans, Graham, Henderson, Huntington, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Simmons, Smith, of Indiana, Southard, Sprague, Tallmadge, White, Woodbridge.

So

The amendment was disagreed to.

A further amendment being proposed,

On motion by Mr. Evans,

The Senate adjourned.

MONDAY, April 11, 1842.

Mr. Graham presented the petition of Samuel Crapin, a soldier during the last war with Great Britain, praying arrears of pension; which was referred to the Committee on Pensions.

Mr. Sprague, presented the petition of Lucy Davis, widow of a deceased revolutionary soldier, praying a pension; which was referred to the Committee on Pensions.

Mr. Miller presented the petition of numerous citizens of Hunterdon and Morris counties, in the State of New Jersey, praying the establishment of a post-route; which was referred to the Committee on the Post Office and Post Roads.

Mr. Walker presented the petition of the President and Directors of the Planters' Bank of the State of Mississippi, praying that the interest on a

balance due by that bank, as a depository of the General Government, may be remitted upon the payment of the principal, for which judgment has been rendered; which was referred to the Committee on Finance.

Mr. Evans presented the following preamble and resolutions, passed by the Legislature of the State of Maine:

"Whereas, certain measures of the British Government, regulating the trade of foreign nations with its West India and North American colonies, are productive of inequality and manifest injustice toward the commerce and navigation of the United States, in consequence of their entire destitution of the principle of reciprocity: therefore,

"*Resolved*, That our Senators in Congress be instructed, and our Representatives requested, to urge upon the consideration of our National Legislature the propriety of its immediate attention to this important subject, with a view to remedy, as speedily as possible, the obvious injustice of the present state of things.

"*Resolved*, That any commercial regulations with Great Britain, which confer upon British vessels privileges which are not fully reciprocated by that Government, is an infringement upon the rights of our citizens, against which it is our duty earnestly to protest.

"*Resolved*, That a copy of the foregoing resolves be transmitted to each of our Senators and Representatives in Congress.

"IN THE HOUSE OF REPRESENTATIVES, *March* 16, 1842.

"Read and passed.

"CHARLES ANDREWS, *Speaker*.

"IN SENATE, *March* 16, 1842.

"Read and passed.

"S. H. BLAKE, *President*.

"MARCH 17, 1842. Approved.

"JOHN FAIRFIELD.

"A true copy. Attest:

"P. C. JOHNSON, *Secretary of State*."

The preamble and resolutions were read, referred to the Committee on Commerce, and ordered to be printed.

Mr. Buchanan presented three memorials from citizens of the State of Pennsylvania, praying an increase of the duties on foreign iron; which were referred to the Committee on Manufactures.

Mr. Bagby presented the petition of William A. Reavis, surviving partner of Jones & Reavis, praying compensation for services in carrying the United States mail; which was referred to the Committee on the Post Office and Post Roads.

Mr. King submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on the Post Office and Post Roads be instructed to inquire into the expediency of establishing a post-route from Marion, Perry county, Alabama, by Uniontown, Dayton, and Boston, to Prairieville, in Marengo county.

On motion by Mr. Young,

That one hundred additional copies of the report from the Secretary of War in relation to the sale of the lead mine lands in the State of Illinois, and Territories of Wisconsin and Iowa, communicated to the Senate the 6th instant, be printed for the use of the War Department;

Ordered, That the motion be referred to the Committee on Printing.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the message of the President of the United States respecting the survey and sale of public lands, communicated to the Senate the 9th instant; and,

Ordered, That the message be printed.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom the following bills were referred:

H. R. 105. An act to authorize the President of the United States to issue to the heirs of John Campbell a patent for the remainder of private land claim No. 20, at Prairie du Chien, in the Territory of Wisconsin;

H. R. 106. An act granting a right of pre-emption to certain lots in the town of Perrysburg, in the State of Ohio;

H. R. 107. An act to grant to Van Buren county, Missouri, the tract of land on which the seat of justice of said county has been located; reported them severally without amendment.

Mr. Phelps from the Committee on Revolutionary Claims, to whom was referred the petition of Robert Piatt, son and heir of Daniel Piatt, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition be rejected.

Ordered, That the report be printed.

Mr. Preston, from the Committee on the Library, to whom was referred so much of the message of the President as relates to the Smithsonian bequest, reported the following bills:

S. 223. A bill to incorporate, within the District of Columbia, the National Institution for the Promotion of Science;

S. 224. A bill to invest the proceeds of the Smithsonian fund, and to establish the Smithsonian Institution.

The said bills were severally read, and passed to the second reading.

On motion by Mr. Smith, of Indiana,

Ordered, That the Committee on Public Lands be discharged from the further consideration of the following subjects:

Petition of certain citizens of Illinois, presented the 7th March;

Petition of citizens of Pike county, Illinois, for an exchange of school lands, presented the 1st March;

Document relating to the exchange of certain school lands, presented the 9th March.

On motion by Mr. Mangum,

Ordered, That the Committee on Naval Affairs be discharged from the consideration of the petition of Thomas Gibson, administrator of John Judge.

Agreeably to notice, Mr. Choate asked and obtained leave to bring in a bill (S. 225) authorizing the Secretary of the Navy to purchase, for the use of the United States, the right to use Babbit's anti-attrition metal; which was read the first and second times, by unanimous consent, and referred to the Committee on Naval Affairs.

Mr. Williams reported from the committee, that they had examined and found duly enrolled the bill (S. 211) entitled, "An act to confirm certain entries of lands in the State of Louisiana, and to authorize the issuing of patents for the same."

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The Speaker of the House of Representatives having signed two enrolled bills (S. 175 and S. 211), I am directed to bring them to the Senate for the signature of their President.

The President pro tempore signed the two enrolled bills last reported to have been examined (S. 179, 211), and they were delivered to the committee to be presented to the President of the United States.

The bill (S. 132) for the benefit of the Howard Institution of the city of Washington, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That the said bill pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed the consideration of the bill (H. R. 39) for the extension of the loan of 1841, and for an addition of five millions of dollars thereto, and for allowing interest on treasury notes due.

On motion by Mr. Evans,

To amend the bill, by striking out, section 4, line 1, after the word "enacted," the residue of the 4th section, and in lieu thereof inserting:

"*That the Secretary of the Treasury be, and he hereby is, authorized to dispose of the stock hereafter to be issued, or any part thereof, at its par value; but no part thereof shall be disposed of under par, until the same has been advertised a reasonable time, and proposals for subscription to said loan invited; and the said Secretary is hereby authorized to accept such proposals, if he deem it for the interest of the United States so to do, as shall offer the highest price for said stock, or any part thereof; or to appoint an agent or agents, as provided in the 3d section of the act approved July* 21, 1841, *before recited, to negotiate the same: Provided, That no stock shall be disposed of at a lower rate than the highest price offered in said proposals.*"

A motion was made by Mr. Benton to amend the amendment by striking out all after the words "par value;" and

It was determined in the negative, { Yeas, ... 18, / Nays, ... 25.

On motion by Mr. Benton,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Berrien, Choate, Clayton, Crittenden, Evans, Graham, Henderson, Huntington, Mangum, Merrick, Miller, Morehead, Porter, Preston, Rives, Simmons, Smith, of Indiana, Southard, Sprague, Tallmadge, White, Woodbridge.

The amendment was then agreed to.

On motion by Mr. Benton,

To amend the bill by striking out the 3d section, as follows:

"SEC. 3. *And be it further enacted*, That the certificates to be issued for said loan may, when required, be in such form as shall be prescribed by the Secretary of the Treasury, so that the stock may be transferable by delivery of the certificate, instead of being assignable on the books of the Treasury;"

It was determined in the affirmative, { Yeas, ... 20, / Nays, ... 19.

On motion by Mr. Benton,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Clayton, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Bates, Berrien, Choate, Crittenden, Evans, Graham, Mangum, Merrick, Miller, Morehead, Preston, Rives, Simmons, Smith, of Indiana, Southard, Sprague, Tallmadge, White.

So,

The amendment was agreed to.

No further amendment being proposed,

Ordered, That the amendments be engrossed, and the bill read a third time.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

I herewith transmit a memorial which I have received from the Choctaw tribe of Indians and citizens of the State of Mississippi, with a request that I should communicate the same to Congress. This I do not feel myself at liberty to decline, inasmuch as I think that some action by Congress is called for by justice to the memorialists, and in compliance with the plighted national faith.

JOHN TYLER.

WASHINGTON, *April* 11, 1842.

The message was read and referred to the Committee on Indian Affairs.

On motion by Mr. Morehead,

That the message and the accompanying memorial be printed,

Ordered, That the motion be referred to the Committee on Printing.

The President pro tempore laid before the Senate a letter from the Hon. Samuel Prentiss, resigning his seat in the Senate of the United States; which was read.

On motion by Mr. Tappan,

Ordered, That the President pro tempore of the Senate be requested to notify the Executive of Vermont of the resignation of his seat by the Hon. Samuel Prentiss.

On motion,

The Senate adjourned.

TUESDAY, APRIL 12, 1842.

Mr. Phelps presented the memorial of Frederick Smith and William H. Wilkins, junior, manufacturers of window glass in Burlington, Vermont, together with a memorial from citizens of that place, praying an increase of the duties on imported window glass; which were referred to the Committee on Manufactures.

On motion by Mr. Phelps, that they be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Phelps presented the proceedings of a meeting of citizens of Addison county, Vermont, the proceedings of a meeting of citizens of Franklin county, Vermont, and the proceedings of a meeting of citizens of Chittenden county, Vermont, in favor of a protective tariff; which were referred to the Committee on Manufactures.

Mr. Phelps presented three memorials from numerous citizens of Rutland county, and a memorial from citizens of the town of Derby, county of Orleans, in the State of Vermont, praying an increase of duties on foreign importations, for the protection of domestic industry and manufactures; which were referred to the Committee on Manufactures.

Mr. Sprague presented a resolution passed by the General Assembly of the State of Rhode Island and Providence Plantations, representing "that the embarrassed condition of the public Treasury, and the critical state of our foreign relations, call most imperatively upon all parties in Congress to unite for the relief and defence of our common country."

The resolution was read, and ordered to lie on the table.

Mr. Henderson presented the petition of Thompson Wilson, praying the right of pre-emption to a tract of land in the State of Mississippi; which was referred to the Committee on Private Land Claims.

On motion by Mr. Berrien,

Ordered, That a member be appointed, by the President pro tempore, on the Committee on the Judiciary, in the place of the honorable Samuel Prentiss, resigned; and

Mr. Crittenden was accordingly appointed.

Mr. Preston, from the Committee on Military Affairs, to whom was referred the petition of M. Mansur, submitted an adverse report; which was ordered to be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the bill (H. R. 119) for the relief of Elizabeth Pearce and Mary M. Telfair, daughters and heirs of Israel Telfair, reported it with an amendment.

Mr. Merrick, from the Committee on the Post Office and Post Roads, reported a bill (S. 226) to provide for the publication of a new edition of the laws and regulations of the Post Office Department, and a perfect list of the post offices in the United States.

Mr. Merrick, from the Committee on the Post Office and Post Roads, to whom was referred a resolution of the Senate, in relation to the claim of Kinkle & Caruthers, submitted a report, accompanied by the following resolution:

Resolved, That the Committee on the Post Office and Post Roads be discharged from the further consideration of the resolution of the Senate directing them to inquire into the expediency of causing certain payments to be made to Kinkle & Caruthers.

Mr. Young, from the Committee on Printing, reported in favor of printing the report of the Secretary of War, of the 6th April, in relation to lead mines; and

Ordered, That the report be printed, and that one hundred copies, in addition to the usual number, be printed for the use of the War Department.

Mr. Linn, agreeably to notice, asked and obtained leave to bring in a bill (S. 227) to surrender to the States of Missouri and Arkansas alternate sections of certain lands reported as not worth the expense of survey, for the purpose of increasing the value of the public domain; which was read the first and second times, by unanimous consent, and referred to the Committee on Public Lands.

The Senate proceeded to consider the resolution reported by the Committee on the Post Office and Post Roads, on the memorial of Alexander M. Cumming; and,

On motion by Mr. Miller,

Ordered, That it lie on the table.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the resolution from the Senate (S. 5), further to provide for the distribution of the printed returns of the Sixth Census, and other documents connected with the same, the printing of which has been heretofore directed by law.

The House of Representatives concur in the amendment of the Senate to the resolution (H. R. 5) "on the subject of printing the tables of the Sixth Census."

The Speaker of the House of Representatives having signed an enrolled resolution, I am directed to bring it to the Senate for the signature of their President.

Mr. Porter reported, from the committee, that they had examined, and found duly enrolled, the resolution (H. R. 5) on the subject of printing the tables of the Sixth Census.

On motion by Mr. Clayton,

To reconsider the vote on ordering the amendments to the bill (H. R. 39) "for the extension of the loan of 1841, and for an addition of five millions of dollars thereto, and for allowing interest on treasury-notes due," to be engrossed, and the bill to be read a third time;

It was determined in the affirmative, { Yeas, ... 25, / Nays, ... 20.

On motion by Mr. Evans,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Berrien, Choate, Crittenden, Evans, Graham, Henderson, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Indiana, Southard, Sprague, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Clayton, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

So the vote on ordering the bill to a third reading was reconsidered.

The said bill being under consideration,

On motion by Mr. Clayton,

That the vote on the motion by Mr. Benton to amend the bill, by striking out the third section, be reconsidered,

It was determined in the affirmative.

The question recurring on agreeing to the amendment proposed by Mr. Benton, viz., strike out the 3d section, as follows:

"Sec 3. *And be it further enacted*, That the certificates to be issued for said loan may, when required, be in such form as shall be prescribed by the Secretary of the Treasury, so that the stock may be transferable, by delivery of the certificate, instead of being assignable on the books of the Treasury;"

It was determined in the negative, { Yeas, ... 21, / Nays, ... 24.

On motion by Mr. Woodbury,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Clayton, Fulton, Henderson, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Berrien, Choate, Crittenden, Evans, Graham, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Indiana, Southard, Sprague, Tallmadge, White, Woodbridge.

So

The amendment was disagreed to.

No further amendment being proposed to the bill,

Ordered, That the amendment be engrossed, and the bill read a third time.

The amendment to the said bill having been reported by the committee, correctly engrossed,

On the question "Shall this bill pass with an amendment?"

A debate ensued: and,

On motion by Mr. Graham,

The Senate adjourned.

WEDNESDAY, APRIL 13, 1842.

Mr. Miller presented the petition of numerous citizens of Salem, New Jersey, praying an increase of the duties on imported undressed furs; which was referred to the Committee on Manufactures.

Mr. Woodbury presented the petition of the widow of W. W. Berry, deceased, late an officer in the United States navy, praying an extension of the act to provide for the payment of navy pensions; which was referred to the Committee on Naval Affairs.

Mr. Woodbury presented the petition of B. S. Miner, praying a repeal of the law authorizing the issuing of patents for medicines; which was referred to the Committee on the Judiciary.

Mr. Kerr presented the petition of John H. Pennington, praying the aid of Government in constructing a machine of which he is the inventor for navigating the air; which was referred to the Committee on Military Affairs.

On motion by Mr. Kerr, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Williams presented a resolution passed by the Legislature of the State of Maine, instructing the Senators and requesting the Representatives of said State in Congress, to use their exertions to procure the enactment of a law requiring the elections for the choice of electors of President and Vice President, in all those States in which said electors are not chosen by the Legislature to be holden on the same day; which was referred to the Committee on the Judiciary.

On motion by Mr. Bates,

Ordered, That a member be appointed, by the President pro tempore, on the Committee on Pensions, in the place of Mr. Prentiss, resigned; and

Mr. Phelps was appointed.

The President pro tempore signed the enrolled resolution (H. R. 5) yesterday reported to have been examined; and it was delivered to the committee to be presented to the President of the United States.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 63) for the relief of Elizabeth Jones and others, reported it without amendment.

Mr. Bates also submitted an adverse report on the subject; which was ordered to be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 154) for the relief of James Phelps, reported it without amendment.

Mr. Bates also submitted an adverse report on the subject; which was ordered to be printed.

Mr. Bates from the Committee on Pensions to whom was referred the bill (H. R. 170) granting a pension to Elizabeth Fitch, widow of William Fitch, deceased, reported it without amendment.

Mr. Bates also submitted an adverse report on the subject; which was ordered to be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 147) for the relief of Joel Tiffany, reported it without amendment.

Mr. Bates also submitted an adverse report on the subject; which was ordered to be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the petition of Amey Babbitt, submitted a report accompanied by a bill (S. 228) for her relief.

The bill was read and passed to the second reading.

Ordered, That the report be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 136) for the relief of William Harper, reported it without amendment.

Mr. Huntington, from the Committee on Commerce, to whom was referred the bill (H. R. 99) for the relief of Ingoldsby W. Crawford, reported it without amendment.

Mr. Evans, from the Committee on Finance, to whom the subject was referred, reported a bill (S. 229) regulating the currency on foreign gold and silver coins in the United States; which was read and passed to the second reading.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (H. R. 340) to regulate the compensation of custom-house officers, reported it with amendments, which were read.

Mr. Preston, from the Committee on Military Affairs, reported a bill (S. 230) to increase the efficiency of the army; which was read and passed to the second reading.

Mr. Bates, from the Committee on Pensions, to whom was referred the petition of Mary P. Lawrence, submitted a report, accompanied by the following resolution:

Resolved, That the Committee be discharged from the further consideration of the petition.

Ordered, That the report be printed.

On motion by Mr. Clayton,

Ordered, That the Committee on Revolutionary Claims be discharged from the further consideration of the documents relating to the claim of the heirs of General Thomas Nelson.

Mr. Evans, from the Committee on Finance, to whom was referred the petition of Jacob Hart, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition ought not to be granted.

Ordered, That the report be printed.

Mr. Evans, from the Committee on Finance, to whom was referred the petition of Theodore Gaillard, submitted a report, accompanied by the following resolutions:

Resolved, That the prayer of the petition ought not to be granted.

Resolved, That in the adjustment of the accounts of the petitioner by the proper officers of the Treasury Department, it is not competent to allow for any portion of a year the maximum compensation "per annum" limited in the appropriation bill; but only a pro rata thereof, proportioned to such period of the year as remains unexpired after the passage of the said act establishing the maximum.

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the memorial of John McCarr, heir and representative of John Polhemus, submitted an adverse report, which was ordered to be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the memorial of the representatives of James Trabue, submitted a report, accompanied the following resolution:

Resolved, That the prayer of the petition be rejected.

Agreeably to notice, Mr. Tappan asked and obtained leave to bring in a bill (S. 231) to amend the act for the punishment of crimes in the District of Columbia; which was read the first and second times, by unanimous consent, and referred to the Committee on the District of Columbia.

Agreeably to notice, Mr. Mangum asked and obtained leave to bring in the following bills:

S. 232. A bill to authorize the Secretary of the Navy to regulate, with reference to climate and service, the rations of the navy;

S. 233. A bill to regulate enlistments in the naval service.

The said bills were severally read the first and second times, by unanimous consent, and referred to the Committee on Naval Affairs.

Agreeably to notice, Mr. Barrow asked and obtained leave to bring in a bill (S. 234) to revive an act, entitled, "An act to authorize the inhabitants of the State of Louisiana to enter the back lands;" which was read the first and second times, by unanimous consent, and referred to the Committee on Public Lands.

Mr. Williams reported from the committee that they had examined and found duly enrolled the resolution (S. R. 5) further to provide for the distribution of the printed returns of the sixth census, and other documents connected with the same, the printing of which has been heretofore directed by law.

Mr. Porter reported from the committee that they had this day presented to the President of the United States the following enrolled resolution, and enrolled bills:

S. R. 6. Resolution to authorize the settlement of the accounts of George Whitman;

S. 16. An act for the relief of James Smith, of Arkansas;

S. 50. An act for the relief of James H. Relfe;

S. 175. An act authorizing the construction of a war-steamer for harbor defence;

S. 211. An act to confirm certain entries of lands in the State of Louisiana, and to authorize the issuing of patents for the same;

H. R. 5. Joint resolution on the subject of printing the tables of the sixth census;

H. R. 114. An act to extend the time for selling the lands granted to the

incorporated Kentucky asylum for teaching the deaf and dumb;

H. R. 307. An act to amend the several act establishing a district court of the United States at Jackson, in the district of West Tennessee.

A message from the President of the United States, by Mr. Tyler, his Secretary:

Mr. President: The President of the United States has this day approved and signed the following bills and resolution:

An act authorizing the construction of a war-steamer for harbor defence;

An act to confirm certain entries of lands in the State of Louisiana, and to authorize the issuing of patents for the same;

An act to establish certain post-roads;

An act relative to the act entitled, "An act granting land to certain exiles from Poland," approved 30th June, 1834;

An act for the relief of John S. Billings;

An act for the relief of James Smith, of Arkansas;

An act for the relief of James H. Relfe;

An act to provide for the allowance of invalid pensions to certain Cherokee warriors, under the provisions of the 14th article of the treaty of 1835; and,

A joint resolution to authorize the settlement of the accounts of George Whitman.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 58) to authorize the adoption of measures for the occupation and settlement of the Territory of Oregon, for extending certain portions of the laws of the United States over the same, and for other purposes; and,

After debate,

Ordered, That the further consideration thereof be postponed until to-morrow.

The Senate resumed the consideration of the bill, on its third reading, (H. R. 39) for theextension of the loan of eighteen hundred and forty-one, and for an addition of five millions of dollars thereto; and for allowing interest on treasury-notes due.

On the question, "Shall this bill pass, with an amendment?"

It was determined in the affirmative, { Yeas, ... 26, / Nays, ... 18.

On motion by Mr. Sevier,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Berrien, Choate, Crittenden, Evans, Graham, Henderson, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Indiana, Southard, Sprague, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Clayton, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Tappan, Walker, Wilcox, Woodbury, Wright, Young.

So it was

Resolved, That this bill pass with an amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

On motion,

The Senate adjourned.

THURSDAY, APRIL 14, 1842.

Mr. Barrow presented the credentials of the honorable Charles M. Conrad, elected a Senator by the Legislature of the State of Louisiana, to supply the vacancy occasioned by the resignation of the honorable Alexander Mouton.

The credentials were read; the oath prescribed by law was administered by the President pro tempore to the honorable Mr. Conrad; and he took his seat in the Senate.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

In further compliance with the resolution of the Senate of the 2d of February last, requesting information touching the demarcation of the boundary line between the United States and the republic of Texas, I transmit a report from the Secretary of State, and the accompanying documents.

JOHN TYLER.

WASHINGTON, *April* 12, 1842.

The message was read.

On motion by Mr. Sevier, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

In compliance with a resolution of the Senate of the 24th of July last, I communicate to that body a report from the Secretary of State, conveying copies of the correspondence which contains the information called for by that resolution.

JOHN TYLER.

WASHINGTON, *April* 13, 1842.

The message was read.

On motion by Mr. Sevier, that it be printed.

Ordered, That the motion be referred to the Committee on Printing.

Mr. Young presented a memorial adopted at a meeting of citizens of La Salle county, Illinois, praying an additional grant of land to that State to aid in the completion of the Illinois and Michigan canal; which was referred to the Committee on Public Lands.

Mr. Young presented a memorial of citizens of Quincy, Illinois, praying that experiments may be made to test the practicability of Uriah Brown's improvement in coast and harbor defence; which was referred to the Committee on Naval Affairs.

Mr. Smith, of Indiana, presented a memorial of citizens of La Grange county, Indiana, and St. Joseph county, Michigan, praying the establishment of a post-route; which was referred to the Committee on the Post Office and Post Roads.

On motion by Mr. Crittenden,

Ordered, That Daniel Vertner have leave to withdraw the documents, on the files of the Senate, relating to his claim.

On motion by Mr. Archer,

Ordered, That the heirs of Everard Meade have leave to withdraw their petition and papers on the files of the Senate.

On motion by Mr. Smith,

Ordered, That a member be appointed, by the President pro tempore, on the Committee on Public Lands, to supply the vacancy occasioned by the resignation of the honorable Samuel Prentiss; and

Mr. Conrad was appointed.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the following subjects:

Report of the Secretary of the Navy, in relation to the purchase of domestic water-rotted hemp;

Communication from the Secretary of State of the State of Missouri, presented to the Senate the 18th of January, on the subject of the northern boundary line of that State.

Ordered, That they be printed.

Mr. Mangum, from the Committee on Printing, reported against printing the report of the Secretary of War, respecting meteorological observations at the military posts; and

The report was concurred in.

On motion by Mr. Bates,

Ordered, That the Committee on Pensions be discharged from the further consideration of the bill (H. R. 178) granting a pension to Benjamin Franklin; and that it be referred to the Committee on Naval Affairs.

Mr. Wright, from the Committee of Claims, to whom was referred the bill (H. R. 83) "for the relief of John E. Alexander," reported it without amendment.

Mr. Williams reported from the committee that they had examined, and found duly enrolled, the bill (H. R. 39) for the extension of the loan of 1841, and for an addition of five millions of dollars thereto, and for allowing interest on treasury-notes due.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the bill from the Senate (S. 64) for the relief of the legal representatives of Aaron Vail, deceased, late consul at L'Orient.

The House of Representatives concur in the amendment of the Senate to the bill (H. R. 39) entitled, "An act for the extension of the loan of 1841, and for an addition of five millions of dollars thereto; and for allowing interest on treasury-notes due."

The Speaker of the House of Representatives having signed an enrolled resolution (S. R. 5) and an enrolled bill (H. R. 39), I am directed to bring them to the Senate for the signature of their President.

The President of the United States approved and signed, the 13th instant, the following acts:

An act to amend the several acts establishing a district court of the United States at Jackson, in the district of West Tennessee;

An act to extend the time for selling the lands granted to the Kentucky asylum for teaching the deaf and dumb;

Joint resolution on the subject of printing the tables of the sixth census.

The President pro tempore signed the enrolled resolution (S. R. 5) and the enrolled bill (H. R. 39), last reported to have been examined, and they were delivered to the committee to be presented to the President of the United States.

The Senate proceeded to consider the resolution submitted by Mr. Wood-

bury the 30th March, in relation to the state of the tonnage, freights, and commerce, of the United States with foreign powers; and, after debate,

On motion by Mr. Huntington,

Ordered, That it lie on the table.

The bill (S. 190) for the relief of Amanda M. James was read the second time, and considered as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (S. 137) for the relief of Isaac Hull; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

After the consideration of Executive business,

The Senate adjourned.

FRIDAY, APRIL 15, 1842.

The honorable Alfred Cuthbert, from the State of Georgia, attended.

The President pro tempore laid before the Senate a report of the Secretary of War, made in compliance with a resolution of the Senate, in relation to offices which can be abolished, and the retrenchments in public expenditures which can be made, without public detriment; which was read.

On motion by Mr. Preston, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Smith, of Connecticut, presented the petition of Jonah Barto, a soldier in the last war with Great Britain, praying a pension; which was referred to the Committee on Pensions.

Mr. Tallmadge presented the petition of C. B. F. Livingston and others, owners and agents of the packet lines of ships from New York to Liverpool, London, and Havre, praying a reduction of the duties on watches and jewelry, and other articles of great value and small bulk, for the purpose of preventing smuggling in those articles; which was referred to the Committee on Manufactures.

On motion by Mr. Tallmadge, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Tallmadge presented the memorial of numerous citizens of Rochester, New York, in favor of the passage of the bill, reported to the Senate, amendatory of the several acts establishing the Treasury Department.

Ordered, That it lie on the table.

Mr. Benton presented the petition of Moses Bean, praying compensation for services in transporting the United States mail; which was referred to the Committee on the Post Office and Post Roads.

On motion by Mr. Young,

Ordered, That the report of the Secretary of War respecting the lead mines in the State of Illinois and Territories of Wisconsin and Iowa, communicated to the Senate the 6th instant, be referred to the Committee on Public Lands.

Mr. Bagby submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Secretary of the Navy be instructed to select some suitable person or persons, whose scientific knowledge upon such subjects, may render him or them competent to the performance of said duty, to ex-

amine the recent invention of Thomas S. Easton, to prevent the explosion of steam-boilers, and to report the result of said examination to the Senate with the least practicable delay.

Mr. Graham, from the Committee of Claims, to whom the following bills were referred:

H. R. 88. An act for the relief of Daniel Homans;

H. R. 89. An act for the relief of Isaac Fessenden; reported them severally without amendment.

Mr. Woodbury, from the Committee of Claims, to whom was referred the petition of Thomas S. Clarke, submitted an adverse report; which was ordered to be printed.

The Senate proceeded to consider the report of the Committee on the Post Office and Post Roads on the claim of Kinkle & Caruthers; and, in concurrence therewith,

Ordered, That the Committee on the Post Office and Post Roads be discharged from the further consideration of the resolution, directing the committee to inquire into the expediency of causing certain payments to be made to Kinkle & Caruthers.

On motion by Mr. King,

Ordered, That the report of the committee on the claim of Kinkle & Caruthers, and the papers accompanying it, be printed.

The Senate proceeded to consider the resolution reported by the Committee on Pensions on the petition of Mary P. Lawrence; and, in concurrence therewith,

Resolved, That the committee be discharged from the further consideration of the petition.

The Senate proceeded to consider the report of the Committee on Revolutionary Claims on the petition of the heir of Daniel Piatt; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The following bills having been reported by the committee, correctly engrossed, were severally read a third time:

S. 137. An act for the relief of Isaac Hull;

S. 190. An act for the relief of Amanda M. James.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr Williams reported from the committee, that they had this day presented to the President of the United States, the enrolled resolution (S. 5) further to provide for the distribution of the printed returns of the sixth census and other documents connected with the same, the printing of which has been heretofore directed by law; also, the enrolled bill (H. R. 39) entitled "An act for the extension of the loan of 1841, and for an addition of five millions of dollars thereto, and for allowing interest on treasury-notes due.

The Senate resumed, as in Committee of the Whole, the bill (S. 58) to authorize the adoption of measures for the occupation and settlement of the Territory of Oregon, for extending certain portions of the laws of the United States over the same, and for other purposes; and, having been amended,

On motion by Mr. Linn,

Ordered, That the further consideration thereof be postponed to, and made the order of the day for, Friday, the 22d instant.

On motion by Mr. White,

The vote on agreeing to the resolution reported by the Committee on Revolutionary Claims on the petition of the heir of Daniel Piatt, was reconsidered; and,

On motion by Mr. White,

Ordered, That the resolution lie on the table.

On motion by Mr. Mangum,

Ordered, That when the Senate adjourn, it be to Monday next.

After the consideration of Executive business,

The Senate adjourned.

MONDAY, April 18, 1842.

Mr. Morehead presented a preamble and resolutions passed by the Legislature of the State of Kentucky, requesting the Senators and Representatives of said State in Congress to urge the imposition of a restrictive duty on French and English importations, corresponding with the duty imposed by the French and British Governments on tobacco of American growth; which were ordered to be printed.

Mr. Miller presented a memorial from citizens of Philadelphia, engaged in the manufacture of glass, praying an increase of the duties on imported glass ware; which was referred to the Committee on Manufactures.

Mr. Smith, of Indiana, presented a petition from citizens of the State of Indiana, praying the establishment of a post-route; which was referred to the Committee on the Post Office and Post Roads.

Mr. Allen submitted the following resolution for consideration:

Resolved, That the President of the United States be requested to communicate to the Senate all information in his possession, or which has been communicated to him either verbally or in writing, whether from the Governor of the State of Rhode Island, or from persons purporting to act under his appointment, or by his authority or request, or under the authority or request of any or either of the present authorities of that State, civil or military, or purporting to act under the authority or by the appointment, or at the request of a convention of delegates of the people of that State, or of a committee of any such convention, or purporting to act as the immediate agent or representative of any meeting or assemblage of citizens of that State, relative to proceedings which have taken place, or are in contemplation, in that State, with a view to the establishment of a constitutional republican form of Government for the people thereof, in the place of the land company charter granted by King Charles II of England, and under which that State has hitherto been governed; and that he also communicate to the Senate with that information, all correspondence, proclamations, orders and proceedings of any character and description whatsoever, which have been taken on the part of the Executive Government of the United States touching that matter.

The resolution was read and ordered to be printed.

Mr. Wright, from the Committee of Claims, to whom was referred the bill (H. R. 202) for the relief of the assistants of the marshal of the United States for the district of Kentucky, reported it with amendments.

A message from the House of Representatives, by Mr. Clarke, their Clerk;

Mr. President: I am directed by the House of Representatives to notify the Senate of the death of Joseph Lawrence, late one of the Representatives from the State of Pennsylvania, and that his funeral will take place from the Hall of the House of Representatives to-morrow at twelve o'clock, to which I am directed to invite the attendance of the Senate.

Mr. Buchanan submitted the following resolutions; which were considered, by unanimous consent, and agreed to:

Resolved, That the Senate has received, with deep sensibility, the communication from the House of Representatives, announcing the death of the honorable Joseph Lawrence, a Representative from the State of Pennsylvania.

Resolved, That, in token of sincere and high respect for the memory of the deceased, the Senate and its officers will attend his funeral to-morrow at the hour appointed by the House of Representatives, and will wear crape upon the left arm, as mourning for thirty days; and, as a further mark of respect,

Resolved, That the Senate do now adjourn.

Whereupon,

The Senate adjourned.

TUESDAY, April 19, 1842.

The Senate, in pursuance of their resolution, attended the funeral of the honorable Joseph Lawrence; and, having returned to their chamber,

On motion by Mr. Clayton,

The Senate adjourned.

WEDNESDAY, April 20, 1842.

The President pro tempore presented resolutions adopted at a meeting of citizens of Philadelphia, in relation to the right of petition and the freedom of speech, and in favor of rescinding any rule in either House of Congress conflicting with those rights.

Ordered, That they lie on the table.

The President pro tempore presented a memorial from merchants and traders of the city of Philadelphia, praying an increase of the duties on imports for the protection of domestic labor and products; which was referred to the Committee on Manufactures.

Mr. Tappan presented the petition of citizens of Morgan and Perry counties, Ohio, remonstrating against the annexation of Texas to the United States.

Ordered, That it lie on the table.

Mr. Buchanan presented eleven memorials from citizens of the State of Pennsylvania, praying the establishment of a permanent tariff of duties for the protection and security of domestic labor and capital; four memorials from citizens of the State of Pennsylvania, praying an increase of the duties on foreign iron; twenty-three memorials from citizens of the State of Pennsylvania, praying an increase of the duties on imports for the protection and encouragement of domestic labor and products; three memorials from citizens of Berks county, Pennsylvania, praying an increase of the duties on imports, and the repeal of that clause of the distribution act which limits the rate of duties on foreign importations to twenty per cent.; *the petition of citizens of* Philadelphia, manufacturers of chocolate, praying

an increase of the duty on imported chocolate, and that cocoa may be admitted free of duty; also, the petition of manufacturers of the flour of mustard, of Philadelphia, praying the admission of mustard seed free of duty, and an increase of the duties on imported flour of mustard.

Ordered, That they be referred to the Committee on Manufactures.

Mr. Wright presented a resolution passed by the Legislature of the State of New York, instructing the Senators and requesting the Representatives of said State in Congress to vote for the immediate repeal of the act of September 4, 1841, for the distribution of the proceeds of the sales of the public lands; which was read, and ordered to be printed.

Mr. Crittenden presented three memorials of citizens of the State of Pennsylvania, praying an increase of the duties on imports for the protection of domestic labor and industry; which were referred to the Committee on Manufactures.

Mr. Henderson presented the petition of the president and directors of the Planters' Bank of Mississippi, praying that the interest on a balance due by that bank as a depository of the Government, may be remitted upon the payment of the principal for which judgment has been rendered; which was referred to the Committee on Finance.

Mr. Young submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Public Lands to which was referred the report of the Secretary of War, relative to the necessity of further legislation to authorize a sale of the mineral lands in the State of Illinois and Territories of Wisconsin and Iowa, be instructed to inquire, in connexion with the said report, whether such future legislation be necessary or not, and if necessary, to report a bill authorizing the sale of the same.

Mr. Woodbury submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Retrenchment be instructed to inquire into the amount of appropriations now outstanding unexpended, particularizing the sum under each important head, and to report the same to the Senate, as well as their opinion, after due inquiry, whether the expenditure of any portion of such appropriations as are of a public character, can be repealed or postponed until another year without material injury to the public service.

Mr. Evans submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Public Buildings be instructed to inquire into the expediency of making an appropriation for the completion of the Treasury building agreeably to the original design for the same.

Mr. Merrick presented the memorial of citizens of Allegany county, Maryland, praying the surrender to the State of Maryland of the stock held by the United States in the Chesapeake and Ohio canal; which was referred to the Committee on Roads and Canals.

On motion by Mr. Kerr,

Ordered, That the report of the Commissioner of the Public Buildings, laid before the Senate the 13th January, and the communication from the Commissioner of the Public Buildings, presented the 8th of February, be referred to the Committee on Public Buildings.

Mr. Williams reported, from the committee, that they had examined, and found duly enrolled, the bill (S. 64) for the relief of the legal representatives of Aaron Vail, deceased, late consul at L'Orient.

Mr. Linn, from the Committee on Private Land Claims, to whom was referred the bill (S. 78) for the relief of the legal representatives of Therese Malette, widow of Gaspard Phiole, reported it with an amendment; which was read.

Mr. Linn, from the Committee on Private Land Claims, to whom was referred the bill (S. 82) for the relief of John Compton, assignee and representative of Garrigues Flaujac, reported it without amendment.

Mr. Linn, from the Committee on Private Land Claims, to whom was referred the bill (S. 84) for the relief of Juan Belgar, reported it without amendment.

Mr. Linn, from the Committee on Private Land Claims, to whom was referred the petition of Jean Baptiste Comeau, reported a bill (S. 225) for his relief; which was read, and passed to the second reading.

Mr. Linn, from the Committee on Private Land Claims, to whom was referred the petition of Albin Michel, in behalf of the heirs of Madame de Lusser, reported a bill (S. 236) for the relief of the heirs of Madame de Lusser, and their legal representatives; which was read, and passed to the second reading.

Mr. Huntington, from the Committee on Commerce, to whom was referred the bill (H. R. 100) making an appropriation for the repair of the custom-house in Providence, reported it without amendment.

Mr. Huntington, from the Committee on Commerce, to whom was referred the bill (H. R. 102) for the relief of Josiah Holmes, reported it with an amendment; which was read.

Mr. Huntington, from the Committee on Commerce, to whom was referred the bill (H. R. 97) for the relief of Eyre & Massey, reported it without amendment.

Mr. Huntington also submitted an adverse report on the subject; which was ordered to be printed.

Mr. Henderson, from the Committee on Private Land Claims, to whom was referred the petition of the heirs of James Sympson, submitted a report, accompanied by a bill (S. 237) to confirm the title of the heirs of James Sympson, deceased, to a certain tract of land in the State of Louisiana.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Benton, from the Committee on Military Affairs, to whom was referred the petition of John Moore, reported a bill (S. 238) for his relief; which was read, and passed to the second reading.

Mr. Benton, from the Committee on Military Affairs, to whom was referred the petition of the heirs of General William Eaton, reported a bill (S. 239) for their relief; which was read, and passed to the second reading.

The following messages were received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

I have the honor to transmit, herewith, the report of the Secretary of State, in compliance with the resolution of the Senate of the 18th February, 1842.

JOHN TYLER.

WASHINGTON, *April* 18, 1842.

To the Senate of the United States:

I transmit herewith, in part compliance with a resolution of the Senate of February 18, a report from the Secretary of War, enclosing a list of all officers, agents, and commissioners, employed under the War Department,

who are not such by express provision of law, with other information required by the resolution.

JOHN TYLER.

WASHINGTON, *April* 19, 1842.

The messages were read.

On motion by Mr. King, that they be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the following subjects:

Message of the President of the United States, of the 14th of April, communicating the correspondence of the agent and minister of the United States at the court of Austria;

Message of the President of the United States, of the 14th April, relating to the boundary line between the United States and Texas;

Report of the Secretary of the Treasury, showing the contracts with the Department during the year 1841;

Report of the Secretary of War, on the subject of retrenchments in the expenditures of that Department;

Report of the Secretary of War, in relation to the expense and strength of the army;

Report of the Secretary of War, communicating a copy of the report of the survey of the northwestern lakes; and

Ordered, That they be accordingly printed.

The Senate proceeded to consider the resolution reported by the Committee on Military Affairs, on the petition of M. Mansur; and, in concurrence therewith,

Resolved, That the prayer of the petitioner be not granted.

The Senate proceeded to consider the report of the Committee on Revolutionary Claims, on the petition of the heir and representative of John Polhemus; and, in concurrence therewith,

Ordered, That the committee be discharged from the further consideration of the memorial.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims, on the petition of James Trabue; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The Senate proceeded to consider the resolution reported by the Committee on Finance, on the petition of Jacob Hart; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the resolutions reported by the Committee on Finance, on the petition or Theodore Gaillard.

On motion by Mr. Preston, to recommit the report, with instructions to report a bill for the relief of the petitioner;

It was determined in the negative.

The resolutions were then agreed to, as follows:

Resolved, That the prayer of the petitioner ought not to be granted.

Resolved, That in the adjustment of the accounts of the petitioner, by the proper officers of the Treasury Department, it is not competent to allow for any portion of a year the maximum compensation "per annum" limited in the appropriation bill; but only a pro rata thereof proportioned to such period of the year as remains unexpired after the passage of the said act establishing the maximum.

A message from the President of the United States, by Mr. Tyler, his Secretary:

The President of the United States approved and signed, the 15th instant, a resolution further to provide for the distribution of the printed returns of the Sixth Census, and other documents connected with the same, the printing of which has been heretofore directed by law.

Ordered, That the Secretary notify the House of Representatives thereof.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 113) to amend the act of the 10th of March, 1838, entitled, "An act to change the time of holding the circuit and district courts in the district of Ohio."

The Speaker of the House of Representatives having signed an enrolled bill (H. R. 64), I am directed to bring it to the Senate, for the signature of their President.

The bill (S. 133) to incorporate Washington's Manual Labor School and Male Orphan Asylum, of the District of Columbia, was read the second time, and considered, as in Committee of the Whole.

On motion by Mr. Allen, to amend the bill, by striking out the fifth section, amended as follows:

"SEC. 5. *And be it further enacted, That, with the consent and approbation of the parent, guardian, or friends, who may have the care of any male child, or where a child may be destitute of any friend or protector, the same may be received into the said Washington's Manual Labor School and Male Orphan Asylum, under such regulations as may be made by the by-laws, and there protected, instructed, and supported; and he shall not thereafter be withdrawn, or be at liberty himself to withdraw, from the said asylum, without the consent or dismissal of the corporation aforesaid, until he shall have attained the age of twenty-one years; but up to the age aforesaid, he shall remain subject to the direction of the said corporation, unless he may, by the same, be exonerated from service previous to attaining the age aforesaid; and the said corporation shall have the power, with the consent of the parent or guardian of any child under their care, to bind any such child, for the purpose of acquiring a knowledge of some useful trade, occupation, or profession, under such conditions as may be determined by the by-laws; a copy of which conditions shall be delivered to, and they shall be binding on, every person to whom any child may be so bound: Provided, That every such orphan, while he shall remain subject to the direction of the said corporation, or during the period of his service, if bound out, as an apprentice as aforesaid, shall be entitled to the benefit or protection of all the laws of the District relating to apprentices;"*

It was determined in the negative, { Yeas, ... 9, Nays, ... 24.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Benton, Fulton, Linn, McRoberts, Sevier, Smith, of Connecticut, Tappan, Wright.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Choate, Clayton, Conrad, Crittenden, Cuthbert, Evans, Graham, Kerr, King, Mangum, Merrick, Miller, Porter, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, *Young.*

On motion by Mr. Allen, to recommit the bill, with instructions to report it back with such amendments and provisions as may be necessary to guard the rights of the children in the charge of the corporation, and to render the corporation and their successors responsible, in their individual capacity, for all debts and obligations incurred by the corporation;

It was determined in the negative, { Yeas, ... 13, Nays, ... 24.

On motion by Mr. Benton,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Benton, Buchanan, Calhoun, Fulton, Linn, McRoberts, Sevier, Smith, of Connecticut, Tappan, Williams, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Choate, Clayton, Conrad, Crittenden, Cuthbert, Evans, Graham, Henderson, Huntington, Kerr, King, Mangum, Merrick, Miller, Morehead, Rives, Simmons, Smith, of Indiana, Sprague, Sturgeon, White.

The bill having been further amended, was reported to the Senate, and the amendments were concurred in.

Ordered, That the bill be engrossed, and read a third time.

On motion by Mr. Evans,

The Senate adjourned.

THURSDAY, April 21, 1842.

Mr. Woodbridge presented the petition of Aaron Weeks, praying indemnification for losses sustained in consequence of having been prevented, by a military force of the United States, from executing his contract with the State of Michigan for the construction of a canal around the Sault St. Marie; which was referred to the Committee of Claims.

Mr. Woodbridge presented a memorial from citizens of the counties of Kalamazoo, Allegan, and Calhoun, in the State of Michigan, praying the construction of a harbor at the mouth of the Kalamazoo river; and two memorials from citizens of the same State, praying an appropriation for improving the harbor at the mouth of the St. Joseph river; which were referred to the Committee on Commerce.

Mr. Mangum presented the petition of Thomas Flanagan, praying a pension for a disability incurred in the military service of the United States; which was referred to the Committee on Pensions.

Mr. Buchanan presented the memorial of Charles C. Jackson and others, tailors of the city of Philadelphia, praying an increase of the duties on imported ready-made clothing; and two memorials from citizens of Dauphin county, Pennsylvania, praying an increase of the duties on imports for the protection of domestic products and industry; which were referred to the Committee on Manufactures.

Mr. Buchanan presented the memorial of the American Free Produce Association in Philadelphia, praying that the duties on foreign cotton may be discontinued, for the purpose of relieving them from the necessity of giving encouragement to slave labor.

The motion to receive the memorial being objected to,

On motion by Mr. Linn,

Ordered, That the motion lie on the table.

Mr. Buchanan presented the petition of citizens of Philadelphia, praying an amendment of the Constitution and laws of the United States in relation to the surrender of fugitive slaves.

The motion to receive the petition being objected to,

On motion by Mr. King,

Ordered, That the motion lie on the table.

Mr. Sturgeon presented nine memorials from citizens of the State of Pennsylvania, praying the establishment of a permanent tariff of duties for the protection and security of domestic labor and capital; and two memorials from merchants and traders of Philadelphia, praying an increase of the duties on imports, for the protection of domestic products and industry; which were referred to the Committee on Manufactures.

Mr. Conrad presented the petition of J. M. Taylor and others, praying that the Commissioner of the General Land Office may be directed to issue patents for certain lands entered and paid for by them at the St. Helena land office, in Louisiana; which was referred to the Committee on Public Lands.

Mr. Kerr submitted documents in relation to Bridgeman's system of agriculture; which were referred to the Committee on Agriculture.

On motion by Mr. Kerr, that they be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Simmons presented a memorial of American merchants residing in France, praying that, in the adjustment of the tariff, specific duties may be imposed on merchandise imported into the United States, instead of duties ad valorem; which was referred to the Committee on Manufactures.

Mr. Tallmadge presented a memorial from farmers, mechanics, and traders, citizens of Ontaria county, New York, praying an increase of the duties on imports for supplying the Government with adequate revenue, and affording protection to domestic industry; and two memorials from citizens of Otsego county, New York, praying an increase of the duties on imports; which were referred to the Committee on Manufactures.

Mr. Tallmadge submitted documents in relation to the advantages of railways in contributing to the defence of the country, and the facilities afforded by them for the speedy and cheap transmission of the mails; which were referred to the Committee on the Post Office and Post Roads.

On motion by Mr. Tallmadge, that they be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the following subjects:

Message of the President of the United States of the 20th instant, communicating a report of the Secretary of War;

Message of the President of the United States of the 20th instant, communicating a report of the Secretary of State; and,

Ordered, That they be printed.

Mr. Mangum, from the Committee on Printing, reported against printing the communication of the Commissioner of the Public Buildings, presented to the Senate the 8th of February; and the report was concurred in.

On motion by Mr. Sevier,

Ordered, That five hundred copies, in addition to the usual number, be printed of the message of the President of the United States, of the 14th instant, relating to the demarcation of the boundary line between the United States and Texas.

Mr. Preston, from the Committee on Military Affairs, who were instructed to inquire into the expediency of paying the claims of the Missouri volunteers for horses lost by them during the Florida campaign in 1837, submitted a report; which was ordered to be printed.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 234) to revive an act entitled, "An act to authorize the inhabitants of the State of Louisiana to enter the back lands;" reported it with amendments.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom were referred certain resolutions of the General Assembly of the State of Indiana, reported a bill (S. 240) for the relief of the inhabitants of the reserved township in Gibson county, in the State of Indiana; which was read, and passed to the second reading.

On motion by Mr. Wright,

Ordered, That the memorial of Littleton D. Teackle, presented the 9th of February, be recommitted to the Committee of Claims.

On motion by Mr. Graham,

Ordered, That the Committee of Claims be discharged from the further consideration of the bill (H. R. 86) for the relief of John E. Hunt and others; and that it be referred to the Committee on Indian Affairs.

On motion by Mr. Bates,

Ordered, That the Committee on Pensions be discharged from the further consideration of the bill (H. R. 192) for the relief of Hugh Wallace Wormly; and that it be referred to the Committee on Naval Affairs.

The President pro tempore signed the enrolled bill (S. 64) yesterday reported to have been examined, and it was delivered to the committee, to be presented to the President of the United States.

The bill (H. R. 113) to amend the act of the 10th of March, 1838, entitled, "An act to change the time of holding the circuit and district courts in the district of Ohio;" was read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

The bill (S. 133) to incorporate Washington's Manual Labor School and Male Orphan Asylum Society of the District of Columbia, having been reported by the committee correctly engrossed, was read a third time.

On the question. "Shall this bill pass?"

It was determined in the affirmative, { Yeas, ... 31, / Nays, ... 8.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Buchanan, Choate, Clayton, Conrad, Crittenden, Cuthbert, Evans, Graham, Henderson, Huntington, Kerr, King, Mangum, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Indiana, Southard, Sprague, Sturgeon, Tallmadge, Wilcox, Woodbridge, Young.

Those who voted in the negative, are,

Messrs. Allen, Benton, Fulton, Linn, Sevier, Smith, of Connecticut, Tappan, Wright.

So it was,

Resolved, That this bill pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 74) making appropriations for the civil and diplomatic expenses of Government for the year 1842; in which they request the concurrence of the Senate.

The bill last mentioned, from the House of Representatives (H. R. 74), was read the first and second times, by unanimous consent, and referred to the Committee on Finance.

The bill (S. 216) to provide for the satisfaction of claims under the 14th and 19th articles of the treaty of Dancing Rabbit creek, concluded in September, 1830, was read the second time, and considered, as in Committee of the Whole.

On motion by Mr. Sevier,

Ordered, That the further consideration of the bill be postponed until to-morrow.

Ordered, That the proposed instructions be printed.

After the consideration of Executive business,

The Senate adjourned.

FRIDAY, April 22, 1842.

The President pro tempore presented the memorial of the corporate authorities of the city of Philadelphia, praying the establishment of a marine railway at that city; which was referred to the Committee on Naval Affairs.

Mr. Bagby presented the petition of citizens of the State of Alabama, in behalf of Eliza Phillips, one of the heirs of Richard Phillips, deceased, a soldier in the last war with Great Britain, praying that she may be allowed the bounty land due on account of his military services; which was referred to the Committee on Military Affairs.

Mr. Phelps presented the memorial of persons employed in the woollen factories in the State of Vermont, praying that protection may be afforded to that branch of industry by the imposition of adequate duties on imported woollen goods; which was referred to the Committee on Manufactures.

Mr. Tallmadge presented three memorials from citizens of Otsego county, New York, and a memorial from citizens of Tompkins county, New York, praying an increase of the duties on imports, for protection of domestic labor and industry; also a memorial of T. S. Williams, of Tompkins county, New York, praying a tariff sufficient for the wants of the Government, and the establishment of a fiscal agency; which were referred to the Committee on Manufactures.

On motion by Mr. Preston,

Ordered, That the Committee on Military Affairs be discharged from the further consideration of the documents relating to the claim of Lucretia Haymaker, heir-at-law of John Bowen, the petition of the representatives of John Gunby, the petition of the heirs of Robert Dickerson, and the resolution providing for a settlement of the claim of the representatives of John Peters, and that they be referred to the Committee on Revolutionary Claims.

Mr. Linn, from the Committee on Private Land Claims, submitted a report in relation to bill (S. 46) to continue in force the act for the final adjustment of private land claims in Missouri, approved 9th July, 1832, and the act supplemental thereto, approved 2d March, 1833; which was read and passed to the second reading.

Mr. Mangum, from the Committee on Naval Affairs, to whom was referred the bill (S. 219) to authorize the Secretary of the Navy to contract for the building of certain war-steamers, reported as a substitute a bill (S. 241) to authorize the Secretary of the Navy to contract for the building of certain steam-vessels; which was read, and passed to the second reading.

Mr. Preston, from the Committee on Military Affairs, to whom was referred the bill (S. 116) to carry into effect two resolutions of the Continental Congress directing monuments to be erected in memory of Generals Francis Nash, and William Davidson, reported it without amendment.

Mr. Williams, from the Committee on Naval Affairs, to whom was referred the bill (S. 200) for the augmentation of the marine corps, and for other purposes, reported it with amendments; which were read.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred the bill (S. 187) to indemnify Major General Andrew Jackson for damages sustained in the discharge of his official duty, reported it without amendment.

Mr. Berrien also submitted a report on the subject; which was ordered to be printed.

The Senate proceeded to consider the resolution submitted by Mr. Allen the 18th instant, relative to the proceedings of the authorities and people of the State of Rhode Island concerning their form of Government.

On motion by Mr. Preston,

That it lie on the table,

It was determined in the affirmative, { Yeas, ... 24, / Nays, ... 13.

On motion by Mr. Allen,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bagby, Barrow, Bates, Berrien, Calhoun, Choate, Clayton, Conrad, Crittenden, Cuthbert, Evans, Graham, Huntington, King, Mangum, Miller, Phelps, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge.

Those who voted in the negative, are,

Messrs. Allen, Benton, Buchanan, Fulton, Henderson, Linn, McRoberts, Smith, of Connecticut, Sturgeon, Tappan, Wilcox, Wright, Young.

So,

The resolution was ordered to lie on the table.

The Senate resumed the consideration of the bill (S. 216) to provide for the satisfaction of claims under the 14th and 19th articles of the treaty of Dancing-rabbit creek, concluded in September, 1830; and

On motion by Mr. King,

Ordered, That the further consideration thereof be postponed until to-morrow.

The Senate resumed the consideration of the resolution submitted by Mr. Preston the 24th March, on the subject of a loan; and,

On motion by Mr. Preston,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution submitted by Mr. Tappan the 21st March, in relation to a bill for refunding a fine imposed on General Jackson; and,

On motion by Mr. Tappan,

Ordered, That it lie on the table.

On motion by Mr. Tallmadge,
Ordered, That when the Senate adjourn, it be to Monday next.
After the consideration of Executive business,
The Senate adjourned.

MONDAY, April 25, 1842.

Mr. Bates presented the memorial of citizens of the county of Norfolk, in the State of Massachusetts, praying an increase of the duties on foreign imports, for the protection of the domestic manufacturing interests of the country; which was referred to the Committee on Manufactures.

Mr. Buchanan presented the memorial of citizens of Schuylkill county, Pennsylvania, praying an increase of the duties on foreign coal; the memorial of tailors of Philadelphia, praying an increase of the duty on imported ready-made clothing; the memorial of citizens of Dauphin county, Pennsylvania, praying an increase of the duties on foreign iron; the memorial of merchants and traders of Philadelphia, praying an increase of the duties on foreign imports, for the protection of domestic industry and manufactures; and the memorial of citizens of Philadelphia, praying the establishment of a permanent tariff of duties, for the security and protection of domestic capital and industry; which were referred to the Committee on Manufactures.

Mr. Sturgeon presented the memorial of citizens of Philadelphia, praying the establishment of a permanent tariff of duties for the security and protection of domestic capital and industry; which was referred to the Committee on Manufactures.

Mr. Merrick presented the memorial of citizens of Cumberland, in the State of Maryland, praying an increase of the duties on foreign imports; which was referred to the Committee on Manufactures.

Mr. Smith, of Indiana, presented the memorial of Shriver, Motter, & Campbell, manufacturers of crown window glass, praying an increase of the duties on importations of that article; which was referred to the Committee on Manufactures.

Mr. Buchanan presented the memorial of citizens of Northampton county, Pennsylvania, praying an increase of the duties on foreign imports, for the protection of domestic industry and manufactures; the adoption of prompt and efficient measures for placing the country in a proper state of defence; and the enactment of a law prohibiting the carrying of the mails in foreign vessels from one seaport to another along the coast of the United States.

Ordered, That so much of the memorial as relates to an increase of duties, be referred to the Committee on Manufactures; that so much thereof as relates to the defence of the country, be referred to the Committee on Military Affairs; and that so much thereof as relates to the carrying of the mail in foreign vessels, be referred to the Committee on the Post Office and Post Roads.

Mr. Linn presented the petition of citizens of the State of Missouri, praying the adoption of measures for the occupation and settlement of the Oregon Territory by the United States.

Ordered, That it lie on the table.

Mr. Berrien presented the memorial of the Savannah Chamber of Commerce, praying a reduction of the rates of postage on letters, and the adop-

tion of measures for facilitating the transportation of the mails; which was referred to the Committee on the Post Office and Post Roads.

Mr. Porter presented the petition of John Martin, an officer in the last war with Great Britain, praying arrearages of pension; which was referred to the Committee on Pensions.

Mr. Conrad presented the petition of Andrew Kincaid, praying the confirmation of his title to a tract of land in the State of Louisiana; which was referred to the Committee on Private Land Claims.

Mr. Allen presented the proceedings of a meeting of citizens of Pike county, Ohio, in favor of a protective tariff, the establishment of a national bank, and of limiting the exercise of the veto power, and against a repeal of the distribution act.

Ordered, That they lie on the table.

Mr. Crittenden presented the petition of citizens of the State of Illinois, praying an increase of the duties on foreign imports, and remonstrating against the repeal of the distribution act; which was referred to the Committee on Manufactures.

Mr. King presented proceedings adopted at a public meeting of citizens of Lowndes county, Alabama, on the subject of existing questions of dispute and difficulty between the United States and the Government of Great Britain; which were referred to the Committee on Foreign Relations.

Mr. Merrick submitted additional documents in relation to the claim of Mary Lynn, widow of a deceased revolutionary officer, to a pension; which, with her petition on the files of the Senate, were referred to the Committee on Pensions.

Mr. Wright presented the memorial of citizens of Jamestown, New York, praying a repeal of the distribution act, and remonstrating against any increase of the rates of duties as fixed by the compromise act; which was referred to the Committee on Manufactures.

Mr. Linn presented the petition of the heirs of Charles Markle, deceased, late an officer in the revolutionary army, praying permission to locate the bounty land warrants issued to them for the services of their ancestor, on any unappropriated public lands so soon as the Indian title thereto shall be extinguished; which was referred to the Committee on Revolutionary Claims.

Mr. Woodbury submitted the following resolution for consideration:

Resolved, That the Secretary of the Treasury report to the Senate the extent to which new books have been opened in his Department since the 4th of March, 1841, for keeping the public accounts separately from that date, and a copy of the orders given, and circulars issued in relation thereto, or in respect to the returns by disbursing officers of their expenditures since said date, or on demands accruing since, and of keeping them distinct from those which accrued before. And that he further report what has been the result of opening any such books, and giving directions concerning the above matters being kept separate, and what appears from the new books or otherwise, to have been the amount of expenditures since the 4th of March, 1841, to the 4th of March, 1842, and those in the year previous, set out separately, not only in the aggregate, but under the general heads of civil, military, and naval. Also, that he state the amount of demands accruing from the 4th of March, 1841, to the 4th of March, 1842, if in his power so to do.

Mr. Clayton submitted a resolution; which, having been considered, by

unanimous consent, and amended on the motion of Mr. King, was agreed to as follows:

Resolved, That the Committee on Commerce be instructed to inquire into the expediency of appropriating a sufficient sum of money for rebuilding the light-house on the Brandywine shoal, in the Delaware bay.

On motion by Mr. Phelps,

Ordered, That the report of the Committee on Revolutionary Claims, on the petition of the heirs of Daniel Piatt, be recommitted to the Committee on Revolutionary Claims.

On motion by Mr. Phelps,

Ordered, That the bill (H. R. 69) to authorize the payment of the seven years' half-pay, on account of the revolutionary services of Captain William Kelly, be recommitted to the Committee on Revolutionary Claims.

Mr. Berrien, from the Committee on the Judiciary, reported the bill (H. R. 113) to amend the act of the 10th of March, 1838, entitled, "An act to change the time of holding the circuit and district courts in the district of Ohio," without amendment.

The Senate resumed, as in Committee of the Whole, the bill (S. 105) for the relief of the legal representatives of John H. Hall; and,

On motion by Mr. Morehead,

Ordered, That the further consideration of the bill be postponed until to-morrow.

The Senate resumed, as in Committee of the Whole, the bill (S. 216) to provide for the satisfaction of claims under the 14th and 19th articles of the treaty of Dancing Rabbit creek, concluded in September, 1830; and, after debate,

On motion by Mr. King,

Ordered, That it be recommitted to the Committee on Indian Affairs.

The bill (S. 181) to provide further remedial justice in the courts of the United States, was read the second time, and considered as in Committee of the Whole; and,

On motion by Mr. Berrien,

The Senate adjourned.

TUESDAY, April 26, 1842.

Mr. Bayard presented the memorial of merchants and traders of Philadelphia, praying an increase of the duties on foreign imports for the protection of domestic manufactures and industry; which was referred to the Committee on Manufactures.

Mr. Choate presented the memorial of citizens of Boston, Massachusetts, praying the erection of a fog-bell at the entrance of Boston harbor; which was referred to the Committee on Commerce.

Mr. Huntington presented the petition of John A. Rockwell, praying that a patent may be issued to him for certain lands purchased of a pre-emptor whose claim was rejected at the General Land Office for want of sufficient proof of cultivation; which was referred to the Committee on Public Lands.

Mr. Huntington presented the petition of citizens of Woodstock, Connecticut, praying that Texas may not be annexed to the United States.

Ordered, That it lie on the table.

Mr. Buchanan presented the petition of R. Townsend & Co., and others, manufacturers of wire in Pittsburg, Pennsylvania, praying an increase of

duty on imported wire; which was referred to the Committee on Manufactures.

Mr. Woodbridge presented the petition of citizens of Lima, in the State of Michigan, praying an increase of the duties on foreign imports; which was referred to the Committee on Manufactures.

Mr. Wright presented the petition of Charles Kohler, praying compensation for piloting United States vessels in the Indian river, in Florida; and for extraordinary exertions in rescuing from wreck Government supplies intended for the Florida service, and saving the lives of seamen; which was referred to the Committee on Commerce.

On motion by Mr. Kerr,

Ordered, That the representatives of Benjamin Harrison have leave to withdraw their petition and papers, on the files of the Senate.

On motion by Mr. Kerr,

That the report of the Secretary of War, communicating a copy of the proceedings of the court of inquiry in the case of Lieutenant Colonel De Russey, be printed.

Ordered, That the motion be referred to the Committee on Printing.

The Senate proceeded to consider the resolution submitted yesterday, by Mr. Woodbury, in relation to the opening of new books in the Treasury Department since the 4th of March, 1841, and the amount of expenditures from that time to the 4th of March, 1842, and those in the year previous; and agreed thereto.

Mr. Williams, from the Committee on Naval Affairs, to whom was referred the bill (H. R. 192) for the relief of Hugh Wallace Wormley, reported it without amendment.

Mr. Williams also submitted an adverse report on the subject; which was ordered to be printed.

Mr. Williams, from the Committee on Naval Affairs, to whom was referred the bill (S. 206) for the relief of Jacob Greaves, reported it without amendment.

Mr. Williams submitted a report on the subject; which was ordered to be printed.

Mr. Graham, from the Committee on Pensions, to whom was referred the bill (H. R. 164) for the relief of Elizabeth Howe, of Avon, New York, reported it without amendment.

Mr. Graham also submitted an adverse report on the subject; which was ordered to be printed.

Mr. Graham, from the Committee on Pensions, to whom was referred the bill (H. R. 150) for the relief of Betsey Vreeland, reported it without amendment.

Mr. Benton, from the Committee on Military Affairs, to whom was referred the memorial of Mary W. Thompson, submitted a report, accompanied by a bill (S. 242) for the relief of Mrs. Mary W. Thompson, widow of the late Lieutenant Colonel Thompson, of the army of the United States.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the petition of Margaret A. Askins, submitted a report, accompanied by a resolution,

"That the committee be discharged from the further consideration of said claim."

Ordered, That the report be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the petition of Sarah Allen, submitted a report, accompanied by a resolution,

"That the prayer of the petitioner be not granted."

Ordered, That the report be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 191) for the relief of Joseph J. Martin, reported it without amendment.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 185) for the relief of Samuel B. Hugo, reported it without amendment.

Mr. Bates also submitted a report on the subject; which was ordered to be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 165) for the relief of Sarah Besly, widow of William Besly, deceased, and previous thereto, widow of Doctor Henry Adams, reported it without amendment.

Mr. Bates also submitted a report on the subject; which was ordered to be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 162) for the relief of Mary Wolfe, of Pennsylvania, reported it without amendment.

Mr. Bates also submitted an adverse report on the subject; which was ordered to be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 157) granting a pension to Esther Sawyer, reported it without amendment.

Mr. Bates also submitted an adverse report on the subject; which was ordered to be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the petition of Jacob Slye, submitted a report, accompanied by the following resolution:

Resolved, That the committee be discharged from the further consideration of Jacob Slye's petition.

Mr. McRoberts, from the Committee on the Post Office and Post Roads, to whom was referred the petition of certain citizens of Port Hudson, in favor of the claim of Samuel H. Row, reported the following resolution:

Resolved, That the prayer of the petitioners ought not to be granted.

On motion by Mr. McRoberts,

Ordered, That the Committee on the Post Office and Post Roads be discharged from the further consideration of the petition of William P. Allen.

The Senate resumed, as in Committee of the Whole, the bill (S. 105) for the relief of the legal representatives of John H. Hall; and,

On motion by Mr. King,

Ordered, That the further consideration thereof be postponed to Monday, the 2d of May next.

The Senate resumed, as in Committee of the Whole, the bill (S. 181) to provide further remedial justice in the courts of the United States; and, having been amended,

On motion by Mr. Buchanan,

Ordered, That the further consideration thereof be postponed to Friday, the 29th instant.

On motion by Mr. Sevier,

The Senate adjourned.

WEDNESDAY, APRIL 27, 1842.

Mr. Bagby submitted documents in relation to the claim of John Phillips, administrator of W. Walker and J. Phillips, deceased, to be indemnified for depredations committed on their property by the hostile Creek Indians in the year 1813; which were referred to the Committee of Claims.

On motion by Mr. Allen,

Ordered, That James M. Morgan have leave to withdraw his petition and papers on the files of the Senate.

On motion by Mr. Choate,

Ordered, That the vote referring to the Committee on Commerce the memorial presented yesterday of citizens of Boston, praying the erection of a fog-bell, be reconsidered.

On motion by Mr. Choate,

Ordered, That the memorialists have leave to withdraw their memorial.

On motion by Mr. McRoberts,

Ordered, That the Committee on the Post Office and Post Roads be discharged from the further consideration of the petition of O. Saltmarsh and William Fuller, and that the petitioners have leave to withdraw their petition.

Mr. Evans, from the Committee on Finance, to whom was referred the petition of Glasgow, Harrison, Boyd, & Co., submitted a report, accompanied by the following resolution:

Resolved, That it is not expedient to enact a law in accordance with the prayer of the petition.

Ordered, That the report and the accompanying documents be printed.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (H. R. 74) making appropriations for the civil and diplomatic expenses of the Government for the year 1842, reported it with amendments.

Ordered, That the amendments be printed.

Mr. Choate, from the Committee on Naval Affairs, to whom was referred the bill (H. R. 178) granting a pension to Benjamin Franklin, reported it without amendment.

Mr. Choate, from the Committee on Naval Affairs, to whom was referred the petition of Andrew Forrest, submitted a report, accompanied by a bill, (S. 243) for his relief.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

On motion by Mr. Allen,

That the Senate resume the consideration of the resolution submitted by him the 18th April, proposing to request the President of the United States to communicate information relative to proceedings which have taken place, or are in contemplation, in the State of Rhode Island, with a view to the establishment of a form of Government,

It was determined in the negative, { Yeas, ... 18, / Nays, ... 20.

On motion by Mr. Mangum,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Bagby, Buchanan, Calhoun, Fulton, Henderson, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Barrow, Bates, Bayard, Choate, Clayton, Conrad, Cuthbert, Evans, Graham, Huntington, Kerr, Mangum, Phelps, Porter, Preston, Simmons, Smith, of Indiana, Sprague, White, Woodbridge.

So,

The motion to resume the consideration of the resolution was not agreed to.

The Senate proceeded to consider the resolution reported by the Committee on the Post Office and Post Roads on the petition in favor of Samuel H. Row; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The Senate proceeded to consider the report of the Committee on Military Affairs on the claim of the Missouri volunteers for horses lost in 1837; and, in concurrence therewith,

Ordered, That the committee be discharged from the further consideration of the subject.

The Senate proceeded to consider the report of the Committee of Claims on the petition of Thomas S. Clarke; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The bill (S. 143) for the relief of Thomas Haskins and Ralph Haskins was read the second time, and considered, as in Committee of the Whole; and, having been amended, on the motion of Mr. Clayton, it was reported to the Senate, and the amendment was concurred in.

Ordered, That the bill be engrossed, and read a third time.

The following bills were read the second time, and considered, as in Committee of the Whole:

S. 140. A bill for the relief of Richard Higgins;

S. 141. A bill for the relief of Reynell Coates and Walter R. Johnson; and, no amendment being made, they were severally reported to the Senate.

Ordered, That they be engrossed, and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

S. 2. A bill for the relief of Jubal B. Hancock;

S. 52. A bill for the relief of the legal representatives of Nathaniel Pryor, deceased; and, no amendment being made, they were reported to the Senate.

Ordered, That they be engrossed, and read a third time.

On motion,

The Senate adjourned.

THURSDAY, April 28, 1842.

Mr. Smith, of Indiana, presented the petition of William Purcell, praying compensation for two horses taken by the Indians, while in the military service of the United States; which was referred to the Committee of Claims.

Mr Choate presented the memorial of the Boston Chamber of Commerce praying the imposition of specific and countervailing duties on foreign imports for the protection of domestic manufactures and industry; which was referred to the Committee on Manufactures.

Mr. Tallmadge presented the petition of citizens of Jefferson county, New York, praying an increase of the duties on foreign imports, and a discrimination in favor of domestic manufactures; which was referred to the Committee on Manufactures.

Mr. Crittenden presented the memorial of Jacob Gideon, proposing to sell for the use of Congress certain sets of the laws of the United States; which was referred to the Committee on the Judiciary.

Mr. Crittenden presented the petition of citizens of Greene county, Ohio, praying an increase of the duties on foreign imports for the protection of domestic manufactures and industry; which was referred to the Committee on Manufactures.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the petition of John A. Rockwell, submitted a report, accompanied by a bill (S. 244) for his relief.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Choate, from the Committee on Naval Affairs, to whom was referred the bill (S. 225) authorizing the Secretary of the Navy to purchase for the United States the right to use Babbit's anti-attrition metal, reported it without amendment.

Mr. Choate also submitted a report on the subject; which was ordered to be printed.

Mr. Wright, from the Committee of Claims, to whom was referred the bill (H. R. 90) for the relief of James Tongue, John Scrivner, and the legal representatives of William Hodson, deceased, reported it without amendment.

Mr. Wright also submitted an adverse report on the subject; which was ordered to be printed.

Mr. Graham, from the Committee of Claims, to whom was referred the bill (H. R. 95) for the relief of Nathaniel Mitchell, reported it with an amendment; which was read.

Mr. Merrick, from the Committee on the Post Office and Post Roads, to whom the documents relating to the claim of Johnson & Strader were referred, submitted a report, accompanied by a resolution,

"That the prayer of the petitioners ought not to be granted."

Ordered, That the report be printed.

On motion by Mr. Allen,

To resume the consideration of the resolution submitted by him the 18th instant, in relation to the proceedings of the authorities and people of Rhode Island;

It was determined in the negative, { Yeas, ... 9, / Nays, ... 28.

On motion by Mr. Preston,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Benton, Buchanan, McRoberts, Sevier, Tappan, Woodbury, Wright.

Those who voted in the negative, are,

Messrs. Bagby, Barrow, Bates, Bayard, Calhoun, Choate, Clayton, Conrad, Crittenden, Cuthbert, Evans, Fulton, Graham, Huntington, King, Mangum, Merrick, Morehead, Phelps, Preston, Simmons, Smith, of Indiana, Southard, Sprague, Sturgeon, Tallmadge, White, Woodbridge.

So,

The motion to resume the consideration of the resolution was not agreed to.

The following bills, having been reported by the committee correctly engrossed, were read a third time:

S. 3. Bill for the relief of Jubal B. Hancock;
S. 140. Bill for the relief of Richard Higgins;
S. 141. Bill for the relief Reynell Coates and Walter R. Johnson;
S. 143. Bill for the relief of Thomas Haskins and Ralph Haskins.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 74) making appropriations for the civil and diplomatic expenses of the Government for the year 1842, together with the amendments reported thereto.

On the question to agree to the following amendment:

Section 1, page 4, line 74, after the word "dollars," strike out the following proviso:

"*Provided*, That the job printing, stationery, and binding, of each of the Executive Departments, shall, until otherwise directed by law, be furnished by contract, proposals for which shall regularly be advertised in the public prints. The classes, character, and description of printing being specified in each advertisement, as far as that can be done, and it being made a condition in all cases, unless otherwise specifically stated in the advertisement, that the work shall be done in the city of Washington; and the contract shall, in each case, so far as the proposals and acceptance shall enable the contract to be made, be given to the lowest bidder, whose bid shall be accompanied with proper testimonials of the ability of the bidder to fulfil his contract;"

It was determined in the negative, { Yeas, ... 9, / Nays, ... 28.

On motion by Mr. Mangum,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affimative, are,

Messrs. Bates, Bayard, Choate, Evans, Merrick, Phelps, Preston, Rives, Tallmadge.

Those who voted in the negative, are,

Messrs. Allen, Archer, Bagby, Barrow, Benton, Calhoun, Clayton, Conrad, Crittenden, Cuthbert, Fulton, Graham, Huntington, King, Linn, McRoberts, Mangum, Morehead, Sevier, Smith, of Connecticut, Smith, of Indiana, Sprague, Sturgeon, Tappan, Walker, White, Woodbury, Wright.

After the consideration of Executive business by unanimous consent,

The Senate adjourned.

FRIDAY, April 29, 1842.

The President pro tempore laid before the Senate a report of the Secretary of State, made agreeably to law, showing the number and designation of the passengers who have arrived in each collection district of the United States, quarterly, during the year 1842; which was read.

A motion having been made to print the report,

Ordered, That it be referred to the Committee on Printing.

Mr. Sturgeon presented the petition of citizens of Philadelphia, praying a permanent tariff, for the security and protection of domestic capital and industry; which was referred to the Committee on Manufactures.

Mr. Tallmade submitted an additional document in relation to the claim of Joseph Roby; which was referred to the Committee on Public Lands.

On motion by Mr. Tallmadge,

Ordered, That the memorial of Joseph Roby be recommitted to the Committee on Public Lands.

Mr. Walker presented a preamble and resolution passed by the Legislature of the State of Mississippi, instructing the Senators and requesting the representatives of that State in Congress to use their exertions to effect a change in the rates of letter postage, so as that they may be collected in federal coin, and in favor of a reduction of letter postage, and an abridgment of the franking privilege; which were referred to the Committee on the Post Office and Post Roads, and ordered to be printed.

Mr. Walker presented a resolution passed by the Legislature of the State of Mississippi, instructing the Senators and requesting the representatives of that State in Congress to use their exertions to procure an appropriation for the erection of a light-house on St. Joseph's island, in Lake Borgne; which was referred to the Committee on Commerce, and ordered to be printed.

Mr. Walker presented a resolution passed by the Legislature of the State of Mississippi, instructing the Senators and requesting the Representatives of that State in Congress to urge the speedy adjustment of the claims to the lands ceded under the treaty of Dancing-rabbit creek, so as not to interfere with the rights of pre-emptors; and the removal of the Indians therefrom; which was referred to the Committee on Indian Affairs, and ordered to be printed.

Mr. Walker presented a preamble and resolutions passed by the Legislature of the State of Mississippi, declaring their opposition to any concession to Great Britain of the right of search, and that the assertion of this right by Great Britain may well be deemed a just cause of war; and urging a demand for the restitution of the slaves on board the Creole, and the surrender of the criminals engaged in the mutiny on board that vessel; which were referred to the Committee on Foreign Relations, and ordered to be printed.

Mr. Walker presented a resolution passed by the Legislature of the State of Mississippi, instructing the Senators and requesting the Representatives of that State in Congress to use their exertions to effect the annexation of Texas to the United States; which was referred to the Committee on Foreign Relations, and ordered to be printed.

Mr. Walker presented the memorial of the Legislature of the State of Mississippi, praying on appropriation in land or money as an equivalent for the 16th section in the Chickasaw cession, not provided for in the Chickasaw treaty; which was referred to the Committee on Public Lands, and ordered to be printed.

Mr. Walker presented a preamble and resolutions passed by the Legislature of the State of Mississippi, instructing the Senators and requesting the Representatives of that State in Congress to vote for the repeal or amendment of the act to establish a uniform system of bankruptcy throughout the United States, approved August 19, 1841; and the act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights, approved September 4, 1841; and to vote against any discriminating tariff for the protection of manufactures, and against the incorporation of a national bank or institution having power to make discounts; which were ordered to lie on the table, and be printed,

On motion by Mr. Young,

Ordered, That the petition of William Osteen, on the files of the Senate, be referred to the Committee on Public Lands.

Mr. Young submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on the Post Office aud Post Roads be instructed to inquire into the expediency of establishing a post-road from Ottawa, in Lasalle county, by way of Middle Point, Mission Grove, Roodville, Milford, Yorkville, and Oswego, to Naperville, in Dupage county, in the State of Illinois.

Mr. Young submitted documents in relation to the proposed post-road; which were referred to the Committee on the Post Office and Post Roads.

Mr. Young submitted additional documents in relation to the memorial of the Mayor and Aldermen of the city of Chicago, on the subject of the sale of the 16th section belonging to the township in which that city is situated; which were referred to the Committee on Public Lands.

Mr. Mangum, from the Committee on Printing, reported against printing the report of the Secretary of War, communicating a copy of the proceedings of the court of inquiry in the case of Lieutenant Colonel De Russey; and

The report was concurred in.

Mr. Bayard, from the Committee on Naval Affairs, to whom was referred the bill (S. 185) respecting furloughs in the naval service, reported it with amendments.

Mr. Bayard also submitted a report on the subject; which was ordered to be printed.

Mr. Morehead, from the Committee on Indian Affairs, to whom was recommitted a bill (S. 216) to provide for the satisfaction of claims under the 14th and 19th articles of the treaty of Dancing-rabbit creek, concluded in September, 1830, reported it with amendments; which were read.

Ordered, That they be printed.

The bill (S. 52) for the relief of the legal representatives of Nathaniel Pryor, deceased, having been reported by the committee, correctly engrossed, was read a third time.

On the question, "Shall this bill pass?"

It was determined in the affirmative, { Yeas, ... 19, / Nays, ... 12.

On motion by Mr. King,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bagby, Barrow, Bates, Choate, Clayton, Conrad, Evans, Fulton, Graham, Kerr, Linn, Morehead, Phelps, Porter, Preston, Smith, of Indiana, Sturgeon, Tallmadge, Young.

Those who voted in the negative, are,

Messrs. Allen, Bayard, Cuthbert, King, McRoberts, Mangum, Smith, of Connecticut Southard, Tappan, Walker, White, Woodbury.

So it was

Resolved, That this bill pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (H. R. 74) making appropriations for the civil and diplomatic expenses of Government for the year 1842.

On the question to agree to the following amendment, reported by the committee: "Sec. 1, page 25, line 595, strike out 'fifty,' and insert '*one hundred*' (being the appropriation for the custom-house at Boston);

It was determined in the affirmative, { Yeas, ... 29, / Nays, ... 12.

On motion by Mr. Evans,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bagby, Barrow, Bates, Bayard, Buchanan, Choate, Clayton, Conrad, Evans, Fulton, Henderson, Huntington, Kerr, King, Mangum, Merrick, Porter, Preston, Rives, Sevier, Simmons, Smith, of Indiana, Sprague, Tallmadge, Walker, White, Williams, Woodbridge, Wright.

Those who voted in the negative, are,

Messrs. Archer, Benton, Calhoun, Crittenden, Cuthbert, Graham, Linn, McRoberts, Smith, of Connecticut, Tappan, Woodbury, Young.

The bill having been further amended,

On motion by Mr. Buchanan,

The Senate adjourned.

SATURDAY, April 30, 1842.

Mr. Phelps presented the credentials of the honorable Samuel C. Crafts, appointed a Senator by the Executive of the State of Vermont, to fill the vacancy occasioned by the resignation of the honorable Samuel Prentiss.

The credentials were read; the oath prescribed by law was administered to Mr. Crafts, and he took his seat in the Senate.

Mr. Buchanan presented two memorials of citizens of Northampton county, Pennsylvania, praying an increase of the duties on foreign imports for the protection of domestic manufactures, the adoption of measures for placing the country in a proper state of defence, and that foreign vessels may be prohibited from carrying mails from one seaport to another along the coast of the United States; which were referred to the Committee on Manufactures.

Mr. Buchanan presented the memorial of citizens of Washington county, Pennsylvania, praying that the operations of the Post Office Department may be suspended during the Sabbath day; which was referred to the Committee on the Post Office and Post Roads.

Mr. Linn presented the petition of citizens of Detroit, Michigan, praying the adoption of measures for the settlement and protection of the Oregon territory.

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 88) to authorize the erection of an hospital in the city of Washington; and,

On motion by Mr. Clayton,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

S. 46. A bill to continue in force the act for the final adjustment of private land claims in Missouri, approved 9th July, 1832, and the act supplemental thereto, approved 2d March, 1833;

S. 77. A bill confirming the claim of John Baptiste Le Compte to a tract of land in Louisiana;

S. 81. A bill confirming the claim of the heirs and legal representatives of Pierre Dolet, deceased, to a tract of land in Louisiana; and no amendment being made, they were reported to the Senate.

Ordered, That they be engrossed, and read a third time.

The following bills were, severally, read a second time, and considered, as in Committee of the Whole:

S. 145. Bill for the relief of John C. Reynolds, late disbursing agent of the Indian Department;

S. 147. Bill for the relief of Charles M. Keller; and no amendment being made, they were reported to the Senate.

Ordered, That they be engrossed and read a third time.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed bills of the following titles:

H. R. 48. An act for the relief of the legal representatives of John Barnes, deceased;

H. R. 82. An act for the relief of John P. Converse and Henry J. Rees;

H. R. 197. An act granting a pension to Amaziah Goodwin;

H. R. 200. An act for the relief of Benjamin F. Hard; in which bills they request the concurrence of the Senate.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (H. R. 74) making appropriations for the civil and diplomatic expenses of the Government for the year 1842;

On the question to agree to the following amendment reported by the Committee on Finance:

Section 1, line 679, after "London," strike out "two thousand dollars," and insert, "*and Paris, four thousand dollars;*"

It was determined in the negative, { Yeas, ... 14, Nays, ... 28.

On motion by Mr. Evans,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Barrow, Bates, Choate, Clayton, Conrad, Evans, Graham, Kerr, Phelps, Rives, Smith, of Indiana, Sprague, Tallmadge, White.

Those who voted in the negative, are,

Messrs. Allen, Archer, Bagby, Benton, Buchanan, Calhoun, Crittenden, Cuthbert, Crafts, Fulton, Henderson, King, Linn, McRoberts, Mangum, Merrick, Morehead, Porter, Preston, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Wilcox, Williams, Woodbury, Wright, Young.

So the amendment was disagreed to.

Further amendment having been proposed,

The Senate, after the consideration of Executive business, adjourned.

MONDAY, May 2, 1842.

Mr. Woodbridge presented the petition of citizens of Kalamazoo, in the State of Michigan, praying that the right of pre-emption may be granted to those settlers on the public lands who have made valuable improvements; which was referred to the Committee on Public Lands.

Mr. Tallmadge presented the proceedings of a meeting of citizens of Buffalo, New York, in favor of a protective tariff; which were referred to the Committee on Manufactures.

Mr. Henderson submitted an additional document in relation to the me-

morial of the West Feliciana Railroad and Banking Company; which was referred to the Committee on Finance.

Mr. Williams, from the Committee on Naval Affairs, to whom was referred the bill (S. 201) to regulate the pay and emoluments of pursers and warrant officers in the navy, reported it with amendments.

Mr. Williams, from the Committee on Naval Affairs, to whom was referred the bill (S. 207) to establish and regulate the navy ration, reported it without amendment.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred a memorial of the mayor and aldermen of the city of Chicago, reported a bill (S. 245) to confirm the sale of a certain school section in the State of Illinois, and for other purposes; which was read, and passed to the second reading.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the petition of William Osteen, reported a bill (S. 246) for his relief; which was read and passed to the second reading.

Mr. Allen moved that the Senate proceed to the consideration of the resolution submitted by him the 18th of April, concerning the affairs of the State of Rhode Island, and was proceeding in remarks touching the same, when he was called to order by Mr. Preston.

The President pro tempore decided that a motion to take up a subject ordered to lie on the table, did not admit of debate; and that the remarks of Mr. Allen were not in order.

From this decision, Mr. Allen appealed; and, after debate,

On the question, "Is the decision of the President of the Senate correct?"

It was determined in the affirmative.

The question recurring on the motion by Mr. Allen to resume the consideration of the resolution:

It was determined in the negative, { Yeas, ... 15, / Nays, ... 28.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Benton, Buchanan, Fulton, King, Linn, McRoberts, Smith, of Connecticut, Sturgeon, Tappan, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Bagby, Barrow, Bates, Bayard, Calhoun, Choate, Clayton, Conrad, Crafts, Crittenden, Cuthbert, Evans, Graham, Huntington, Merrick, Miller, Morehead, Porter, Preston, Rives, Simmons, Smith, of Indiana, Southard, Sprague, Tallmadge, White, Woodbridge.

So the motion was not agreed to.

After the consideration of Executive business,

The Senate adjourned.

TUESDAY, May 3, 1842.

The President pro tempore laid before the Senate a report of the Secretary of the Treasury, made in compliance with a resolution of the Senate, in relation to the amount of money received by public officers during the existence of the act commonly called the Independent Treasury law; the losses, if any, which have occurred under that law; the amount of the coinage at the several

branch mints; and the losses, if any, by the defalcation of the officers at the mint or branch mints; which was read.

On motion by Mr. Woodbury, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Tappan presented a preamble and resolutions passed by the General Assembly of the State of Ohio, instructing the Senators and requesting the Representatives of that State in Congress, to use their exertions to procure the enactment of a law authorizing the sale of certain lands ceeded to the United States by the Ottowa Indians, according to the provisions of the treaty of cession; which were referred to the Committee on Public Lands.

Mr. Miller presented the petition of citizens of Burlington, New Jersey, praying an increase of the duties on imports for the protection of domestic industry; which was referred to the Committee on Manufactures.

On motion by Mr. Archer,

Ordered, That the petition of the heirs of Richard K. Meade, on the files of the Senate, be referred to the Committee on Revolutionary Claims.

Mr. King submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Private Land Claims be instructed to inquire into the expediency of confirming the claim of Joseph Kreps to a lot of land in the city of Mobile.

Mr. King submitted documents relative to the claim of Joseph Kreps; which were referred to the Committee on Private Land Claims.

Mr. Sevier, from the Committee on Pensions, to whom was referred the documents relating to the claim of Mary Neal, submitted an adverse report; which was ordered to be printed.

Mr. Sevier, from the Committee on Pensions, to whom were referred the bill (H. R. 181) for the relief of George Newton, reported it without amendment.

Mr. Sevier also submitted an adverse report on the subject; which was ordered to be printed.

Mr. Sevier, from the Committee on Pensions, to whom was referred the bill (H. R. 146) for the relief of the heirs of Joseph Plumb, reported it without amendment.

Mr. Sevier also submitted an adverse report on the subject; which was ordered to be printed.

Mr. Sevier, from the Committee on Pensions, to whom was referred the bill (H. R. 153) granting a pension to John Black, of the State of Georgia, reported it without amendment.

Mr. Sevier also submitted an adverse report on the subject; which was ordered to be printed.

Mr. Sevier, from the Committee on Pensions, to whom was referred the petition of William Bilsland, submitted a report, accompanied by a resolution,

"That the prayer of the petitioner ought not to be granted."

Ordered, That the report be printed.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the bill from the Senate (S. 110) for the relief of Clark Woodrooff, with an amendment.

They have passed a bill (H. R. 125) for the relief of George Mayfield; in which bill and amendment they request the concurrence of the Senate.

The President of the United States approved and signed, the 15th ultimo,

"An act for the extension of the loan of eighteen hundred and forty one, and for an addition of five millions of dollars thereto; and for allowing interest on treasury-notes due."

The Senate proceeded to consider the amendment of the House of Representatives to the bill (S. 110) for the relief of Clark Woodrooff; and,

Resolved, That the Senate concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

The following bills having been reported by the committee correctly engrossed, were read a third time:

S. 46. A bill to continue in force the act for the final adjustment of private land claims in Missouri, approved, 9th July, 1832, and the act supplemental thereto, approved, 2d March, 1833;

S. 77. A bill confirming the claim of John Baptiste Le Compte to a tract of land in Louisiana;

S. 81. A bill confirming the claim of the heirs and legal representatives of Pierre Dolet, deceased, to a tract of land in Louisiana;

S. 145. A bill for the relief of John C. Reynolds, late disbursing agent of the Indian Department;

S. 147. A bill for the relief of Charles M. Keller.

Resolved, That the said bills pass, and that the respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The following bills were read the first and second times, by unanimous consent:

H. R. 48. An act for the relief of the legal representatives of John Barnes, deceased;

H. R. 82. An act for the relief of John P. Converse and Henry J. Rees;

H. R. 200. An act for the relief of Benjamin F. Hard.

Ordered, That they be referred to the Committee of Claims.

The bill (H. R. 197) granting a pension to Amaziah Goodwin, was read the first and second times, by unanimous consent, and referred to the Committee on Pensions.

The bill (H. R. 125) for the relief of George Mayfield, was read the first and second times, by unanimous consent, and referred to the Committee on Private Land Claims.

The Senate resumed, as in Committee of the Whole, the bill (H. R. 74) making appropriations for the civil and diplomatic expenses of the Government for the year 1842.

On motion by Mr. Benton,

To amend the bill, sec. 1, page 2, line 53, by striking out "books;"

It was determined in the negative, { Yeas, ... 15, Nays, ... 21.

On motion by Mr. Benton,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, McRoberts, Sevier, Smith, of Connecticut, Tappan, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Conrad, Crafts, Critten-

den, Evans, Graham, Henderson, Huntington, Mangum, Miller, Preston, Rives, Simmons, Smith, of Indiana, Sprague, White, Woodbridge.

On motion by Mr. Woodbury,

To amend the bill, sec. 1, page 2, line 56, by inserting: "*Provided, That no part of this or any other appropriation be paid for the purchase hereafter of books to be distributed among members of Congress, without the previous sanction of an express law for that purpose; nor shall any books so purchased heretofore be paid for, except from a specific appropriation enumerating the books and their cost;*"

It was determined in the negative, { Yeas, ... 17, Nays, ... 18.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Benton, Calhoun, Crafts, Cuthbert, Fulton, Henderson, King, McRoberts, Sevier, Smith, of Connecticut, Tappan, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Barrow, Bates, Bayard, Choate, Conrad, Crittenden, Evans, Graham, Huntington, Mangum, Merrick, Miller, Preston, Simmons, Smith, of Indiana, Sprague, White, Woodbridge.

So,

The amendment was disagreed to.

A further amendment having been proposed,

On motion by Mr. Wright,

The Senate adjourned.

WEDNESDAY, May 4, 1842.

On motion by Mr. Linn,

Ordered, That the petition of George F. Bollinger, on the files of the Senate, be referred to the Committee on Military Affairs.

On motion by Mr. Sturgeon,

Ordered, That John S. Smith have leave to withdraw his petition and papers.

Mr. Benton submitted the following resolution for consideration:

Resolved, That the President be requested to communicate to the Senate all the information, if any, which may be in the General Land Office, imputing improper conduct in the register's office to Mr. N. P. Taylor, present register, and former clerk in the land-office at St. Louis.

Mr. Williams reported that the Committee on enrolled bills had examined, and found duly enrolled, the bill (S. 110) for the relief of Clark Woodrooff.

Mr. Tappan, from the Committee on Private Land Claims, who were instructed, by a resolution of the Senate, to inquire into the propriety of authorizing Robert Graham to locate certain lands confirmed to him by the Governor of the Western Territory, submitted a report, accompanied by the following resolution:

Resolved, That Robert Graham has no legal or equitable claim on the Government, for the land or scrip mentioned in his memorial referred to the committee.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R.

73) for the apportionment of Representatives among the several States, according to the Sixth Census; in which they request the concurrence of the Senate.

The Speaker of the House of Representatives having signed an enrolled bill (S. 110), I am directed to bring it to the Senate for the signature of their President.

Agreeably to notice, Mr. Bagby asked and obtained leave to bring in a bill (S. 247), to amend an act for the relief of Jamison & Williamson; which was read the first and second times, by unanimous consent, and referred to the Committee on the Post Office and Post Roads.

The bill (H. R. 73) for the apportionment of Representatives among the several States, according to the Sixth Census, was read the first and second times, by unanimous consent.

On motion by Mr. Allen,

That the further consideration of the bill be postponed to, and made the order of the day for, to-morrow;

It was determined in the negative, { Yeas, ... 18, Nays, ... 21.

On motion by Mr. McRoberts,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bates, Bayard, Benton, Buchanan, Calhoun, Clayton, Linn, McRoberts, Porter, Smith, of Connecticut, Sturgeon, Tappan, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Bagby, Berrien, Choate, Conrad, Cuthbert, Evans, Fulton, Graham, Henderson, Huntington, Merrick, Miller, Morehead, Rives, Sevier, Simmons, Smith, of Indiana, Sprague, Walker, Woodbridge.

On motion by Mr. Walker,

Ordered, That the bill be referred to the Committee on the Judiciary.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 209) for the apportionment of representatives among the several States, according to the Sixth Census; and,

On motion by Mr. Tappan,

Ordered, That it be referred to the Committee on the Judiciary.

The Senate resumed, as in Committee of the Whole, the bill (H. R. 74) making appropriations for the civil and diplomatic expenses of Government for the year 1842.

A motion was made by Mr. Woodbury to amend the bill, by inserting, at the end of the 195th clause, line 678, the following:

"*And provided, further, That no part of this appropriation be applied, after the first day of July next, to the payment of special diplomatic agents abroad, appointed without the consent of the Senate, or any act of Congress authorizing it, nor for compensation to separate agents, appointed in either of these modes, for receiving and transmitting despatches.*"

On motion by Mr. Buchanan,

To amend the proposed amendment, by striking out the following words: "to the payment of special agents abroad, appointed without the consent of the Senate, or any act of Congress authorizing it, nor"—

It was determined in the negative.

The question recurring on agreeing to the proposed amendment,

It was determined in the negative, { Yeas, ... 15, Nays, ... 25.

On motion by Mr. Benton,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Calhoun, Cuthbert, Fulton, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Wilcox, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Bates, Bayard, Berrien, Buchanan, Choate, Clayton, Conrad, Evans, Graham, Henderson, Huntington, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, Walker, White, Woodbridge.

No further amendment being proposed, the bill was reported to the Senate.

On the question to concur in the following amendment: page 11, clause No. 73, line 254, strike out "fifty dollars," and insert "sixty dollars;"

It was determined in the negative; and,

The amendment was disagreed to.

On the question to concur in the following amendment: page 16, clause 117, line 366, after "dollars" strike out the following words: "And for the arrearages of expenses for the Legislative Assembly of the Territory of Iowa, for the present and previous years, thirteen thousand four hundred and twenty-one dollars: *Provided*, That no part of this appropriation shall be used for the payment of the members of the said Legislative Assembly for per-diem wages, mileage, or extra services, or for stationery for their individual use;"

It was determined in the negative, { Yeas, ... 15, / Nays, ... 26.

On motion by Mr. Huntington,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bates, Bayard, Berrien, Clayton, Conrad, Crafts, Evans, Graham, Henderson, Huntington, Merrick, Miller, Rives, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, McRoberts, Phelps, Porter, Preston, Sevier, Smith, of Connecticut, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, Tappan, Walker, White, Wilcox, Williams, Woodbury, Wright, Young.

So,

The amendment was disagreed to.

On the question to concur in the following amendments: page 26, line 602, after "each" insert "and for distributing the returns of the Sixth Census and Compendium, as directed by the resolutions of September 1, 1841, and April 15, 1842;" page 26, line 603, strike out "ten thousand" and insert "eighteen thousand;"

It was determined in the negative, { Yeas, ... 22, / Nays, ... 22.

On motion by Mr. Evans,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crittenden, Evans, Huntington, Merrick, Miller, Morehead, Phelps, Porter, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Barrow, Benton, Buchanan, Calhoun, Cuthbert, Fulton, Graham, Henderson, Linn, McRoberts, Preston, Sevier, Smith, of Connecticut, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

So, the amendment was disagreed to.

An amendment having been proposed by Mr Wright, the same was amended on the motion of Mr. Evans, by adding thereto the following, "unless such district attorney shall be required by the judge of the said court, or the Solicitor of the Treasury to attend the sessions of the same, and shall actually attend for the performance of the duties of his said office."

The question recurring on agreeing to the said amendment, as follows:

Page 22, line 511, at the end of the line, insert:

Provided, however, That every district attorney, clerk of a district court, clerk of a circuit court, and marshal of the United States, shall, upon the first days of January and July in each year, commencing with the first day of July next, or within thirty days from and after the days specified, make to the Secretary of the Treasury, in such form as he shall prescribe, a return, in writing, embracing all the fees and emoluments of their respective offices, of every name and character, distinguishing the fees and emoluments received or payable under the bankrupt act from those received or payable for any other service; and, in the case of a marshal, further distinguishing the fees and emoluments received or payable for services by himself personally rendered, from those received or payable for services rendered by a deputy; and also distinguishing the fees and emoluments so received or payable for services rendered by each deputy, by name, and the proportion of such fees and emoluments which, by the terms of his service, each deputy is to receive; and, also, embracing all the necessary office expenses of such officer, together with the vouchers for the payment of the same, for the half year ending on the said first day of January or July, as the case may be, which return shall be, in all cases, verified by the oath of the officer making the same. And no district attorney shall be allowed by the said Secretary of the Treasury, to retain of the fees and emoluments of his said office for his own personal compensation, over and above his necessary office expenses, the necessary clerk-hire included, to be audited and allowed by the proper accounting officers of the Treasury, a sum exceeding six thousand dollars per year, and at and after that rate, for such time as he shall hold the office; and no clerk of a district court, or clerk of a circuit court, shall be allowed by the said Secretary, to retain of the fees and emoluments of his said office or offices, in case both of the said clerkships shall be held by the same person, for his own personal compensation, over and above the necessary expenses of his office, and necessary clerk-hire, also to be audited and allowed by the proper accounting officers of the Treasury, a sum exceeding four thousand five hundred dollars per year, or at and after that rate, for such time as he shall hold the office; and no marshal shall be allowed by the said Secretary, to retain of the fees and emoluments of his said office, for his own personal compensation, over and above a proper allowance to his deputies, which shall in no case exceed three fourths of the fees and emoluments received as payable for the services rendered by the deputy to whom the allowance is made, and may be reduced below that rate by the said Secretary of the Treasury, whenever the return shall show that rate of allowance to be unreasonable, and over and above the necessary office expenses of the said marshal, the necessary clerk-hire included,

also to be audited and allowed by the proper accounting officers of the Treasury, a sum exceeding six thousand dollars per year, or at and after that rate, for such time as he shall hold the office: and every such officer shall, with each such return made by him, pay into the Treasury of the United States, or deposite to the credit of the Treasurer thereof, as he may be directed by the Secretary of the Treasury, any surplus of the fees and emoluments of his office, which his half-yearly return so made as aforesaid, shall show to exist over and above the compensation and allowances hereinbefore authorized to be retained and paid by him. And in every case where the return of any such officer shall show that a surplus may exist, the said Secretary of the Treasury shall cause such returns to be carefully examined and the accounts of disbursements to be regularly audited by the proper officers of his Department, and an account to be opened with such officer in proper books to be provided for that purpose, and the allowances for personal compensation for each calendar year, shall be made from the fees and emoluments of that year and not otherwise: And provided further, That nothing in any existing law of Congress authorizing the payment of a per-diem compensation to a district attorney, clerk of a district court, or clerk of a circuit court, or marshal, or deputy marshal, for attendance upon the district or circuit courts during their sittings, shall be so construed as to authorize any such payment to any one of those officers for attendance upon either of those courts, while sitting for the transaction of business under the bankrupt law merely, or for any portion of the time for which either of the said courts may be held open, or in session, by the authority conferred in that law; and no such charge, in an account of any such officer, shall be certified as payable, or shall be allowed and paid, out of the money hereinbefore appropriated for defraying the expenses of the courts of the United States; unless such district attorney shall be required by the judge of said court, or the Solicitor of the Treasury to attend the sessions of the same, and shall actually attend for the performance of the duties of his said office;"

It was determined in the affirmative, { Yeas, ... 24, / Nays, ... 19.

On motion by Mr. Barrow,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Bagby, Bayard, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, McRoberts, Merrick, Phelps, Rives, Sevier, Smith, of Connecticut, Tallmadge, Tappan, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Bates, Berrien, Choate, Conrad, Crafts, Crittenden, Evans, Graham, Henderson, Huntington, Mangum, Miller, Morehead, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Woodbridge.

So

The amendment, as amended, was agreed to.

On motion by Mr. Buchanan, further to amend the bill, by inserting at the end of the 195th clause, section 1, page 29, line 678, "*And provided further, That no part of this appropriation be applied, after the 1st of July next, for compensation to separate agents, appointed without the consent of the Senate, or any act of Congress authorizing it, for receiving or transmitting despatches;*"

It was determined in the affirmative.

The bill having been further amended on the motion of Mr. Evans,

Ordered, That the amendments be engrossed, and that the bill be read a third time.

The amendments to the said bill having been reported by the committee, correctly engrossed, the bill was read a third time, as amended.

Resolved, That the said bill pass, with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

On motion,

The Senate adjourned.

THURSDAY, MAY 5, 1842.

Mr. Woodbury submitted the following motion for consideration:

Resolved, That until otherwise ordered the daily hour of meeting of the Senate be eleven o'clock, A. M.

On motion by Mr. Mangum,

Ordered, That when the Senate adjourn it be to Monday next.

On motion by Mr. Mangum,

The Senate adjourned.

MONDAY, MAY 9, 1842.

The President pro tempore laid before the Senate a letter, signed "Thomas W. Dorr, Governor of the State of Rhode Island and Providence Plantations," accompanied by resolutions, purporting to have been passed by the General Assembly of the State of Rhode Island and Providence Plantations, in relation to the organization of the Government of that State; which were read, and ordered to lie on the table.

Mr. Young presented resolutions adopted by the city council of Galena, in the State of Illinois, in favor of the establishment of a port of entry at that place; which were referred to the Committee on Commerce.

Mr. Sturgeon presented two memorials from citizens of Pennsylvania, praying an increase of the duties on foreign imports; which were referred to the Committee on Manufactures.

Mr. Sturgeon submitted documents relative to the bill (H. R. 56) for the relief of Jane Fertinbaugh, widow of Captain Hawkins Boone.

Ordered, That they lie on the table.

Mr. Buchanan presented three memorials from citizens of the State of Pennsylvania, praying an increase of the duties on foreign imports; which were referred to the Committee on Manufactures.

Mr. Buchanan presented a memorial of citizens of Erie, Pennsylvania, praying an appropriation for the repair and preservation of the public works in the harbor at that place; which was referred to the Committee on Commerce.

Mr. Linn presented a memorial of the county court of Holt county, Missouri, praying that the commissioners of that county may be authorized to enter a quarter section of land for the permanent seat of justice thereof; which was referred to the Committee on Public Lands.

Mr. Miller presented a memorial of citizens of Newark, New Jersey, and a memorial of citizens of Jersey City, New Jersey, praying an increase of the duties on foreign imports, for the protection of domestic industry and manufactures; which were referred to the Committee on Manufactures.

Mr. Preston presented a memorial of the Charleston Chamber of Commerce, and citizens of Charleston, South Carolina, praying an appropriation for the repair of the custom-house in that city; which was referred to the Committee on Commerce.

On motion by Mr. Rives,

Ordered, That Stockton, Falls, & Company, have leave to withdraw their petition and papers.

Mr. Benton submitted the following resolution for consideration:

Resolved, That the Committee on the Post Office and Post Roads be instructed to inquire in what manner the Madisonian newspaper obtained a knowledge of certain papers supposed to be filed in the General Post Office Department, in relation to the appointment of Mr. Watson as postmaster at St. Louis, to wit, a letter from Mr. Benton to Mr. Van Buren, and another from Mr. Benton to the Postmaster General; and also in what manner the editor of that paper became possessed of the information that there was no other recommendation for Mr. Watson, and that his appointment was made on the sole recommendation of Mr. Benton. Also, that the said committee inquire into the manner in which the said editor obtained a copy of the Postmaster General's letter to the Senate's Committee on the Post Office and Post Roads, in relation to the nomination of Samuel B. Churchill, and recommending him for confirmation; and that they have power to send for persons and papers, and to take testimony on oath, and report the same to the Senate.

The President pro tempore signed the enrolled bill (S. 110), entitled, "An act for the relief of Clark Woodrooff," and it was delivered to the committee to be presented to the President of the United States.

Mr. Huntington, from the Committee on Public Lands, to whom was referred the petition of a number of citizens of Michigan, praying an amendment of the pre-emption law of 1838, reported,

"That the committee be discharged from the further consideration of the petition."

Mr. Huntington, from the Committee on Public Lands, to whom was referred the petition of a number of citizens of Michigan, in favor of the resurvey of a township of land in that State, reported,

"That the committee be discharged from the further consideration of the petition."

Mr. Sevier, from the Committee on Indian Affairs, to whom was referred the bill (S. 156) for the relief of Marston G. Clark, reported it without amendment.

Mr. Graham, from the Committee of Claims, to whom was recommitted the petition of Gilbert Stalker and N. B. Hill, submitted a report, accompanied by a bill (S. 248) for the relief of Stalker & Hill.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Williams reported, from the committee, that they had this day presented to the President of the United States the following acts:

S. 64. An act for the relief of the legal representatives of Aaron Vail, deceased, late consul at L'Orient;

S. 110. An act for the relief of Clark Woodrooff.

The Senate proceeded to consider the resolution submitted by Mr. Benton, the 4th instant, that the President of the United States be requested to communicate any information which may be in the General Land Office *imputing improper conduct* to Mr. N. P. Taylor; and agreed thereto.

The Senate proceeded to consider the resolution submitted by Mr. Woodbury, the 5th instant, to change the hour for the daily meeting of the Senate; and,

On motion by Mr. Huntington,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution reported by the Committee on Pensions, on the petition of Margaretta A. Askins; and, in concurrence therewith,

Resolved, That the committee be discharged from the further consideration of said claim.

The Senate proceeded to consider the resolution reported by the Committee on Pensions, on the petition of Sarah Allen; and, in concurrence therewith,

Resolved, That the prayer of the petitioner be not granted.

The Senate proceeded to consider the resolution reported by the Committee on Pensions on the petition of Jacob Slye; and, in concurrence therewith,

Resolved, That the committee be discharged from the further consideration of Jacob Slye's petition.

The Senate proceeded to consider the resolution reported by the Committee on Finance on the petition of Glasgow, Harrison, Boyd, & Co.; and, in concurrence therewith,

Resolved, That it is not expedient to enact a law in accordance with the prayer of the petition.

The Senate proceeded to consider the resolution reported by the Committee on the Post Office and Post Roads on the claim of Johnson & Strader; and, in concurrence therewith,

Resolved, That the prayer of the petitioners ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee on Pensions on the petition of Mary Neal; and, in concurrence therewith,

Resolved, That the Committee on Pensions be discharged from the further consideration of the petition of Mary Neal.

The Senate proceeded to consider the resolution reported by the Committee on Pensions on the petition of William Bilsland; and,

On motion by Mr. Young,

Ordered, That it lie on the table.

The Senate resumed, as in Committee of the Whole, the bill (S. 105) for the relief of the legal representatives of John H. Hall; and,

On motion by Mr. Preston,

Ordered, That it lie on the table.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 405) changing the times of holding the circuit and district courts of the United States for the districts of East and West Tennessee; also, a resolution (H. R. 6) to continue two clerks in the business of the reservations and grants under Indian treaties; in which bill and resolution they request the concurrence of the Senate.

The Senate resumed, as in Committee of the Whole, the bill (S. 181) to provide further remedial justice in the courts of the United States; and,

After the consideration of Executive business,

The Senate adjourned.

TUESDAY, May 10, 1842.

Mr. Buchanan presented the memorial of umbrella manufacturers of Philadelphia, praying an increase of the duties on imported umbrellas, and the allowance of a drawback on exportations of silk umbrellas equal to the duty paid on imported silks; which was referred to the Committee on Manufactures.

Mr. Tallmadge presented resolutions passed by the Legislature of the State of New York, requesting the Senators and Representatives of that State in Congress to use their exertions to procure the discontinuance of the franking privilege and a reduction of letter postage; which were referred to the Committee on the Post Office and Post Roads, and ordered to be printed.

Mr. Benton presented the petition of Moses Archer, praying arrears of pension; which was referred to the Committee on Pensions.

Mr. Sevier presented the petition of William Strong, praying compensation for losses sustained in the execution of a contract for the construction of a portion of the United States road leading from Memphis to Little Rock; which was referred to the Committee of Claims.

Mr. Sevier submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Indian Affairs be instructed to inquire into the expediency of paying F. A. Kerr his travelling expenses, and as agent for enrolling and issuing rations to indigent Osage Indians in the years 1838 and 1839.

Mr. Sevier submitted documents in relation to the claim of F. A. Kerr; which were referred to the Committee on Indian Affairs.

Mr. Bates, from the Committee on Pensions, to whom was referred the petition of Thomas Flanagan, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition ought not to be granted.

Ordered, That the report be printed.

Mr. Wright, from the Committee of Claims, to whom was recommitted the memorial of Littleton D. Teackle, submitted a report, accompanied by the following resolution:

Resolved, That the claim of the petitioner particularly mentioned in this report is not substantiated, and ought not to be allowed.

Ordered, That the report be printed.

Agreeably to notice, Mr. Preston asked and obtained leave to bring in a resolution (S. R. 12) authorizing an extension of a contract for carrying the mail; which was read the first and second times, by unanimous consent, and referred to the Committee on the Post Office and Post Roads.

Mr. Sevier, from the Committee on Pensions, to whom was referred the memorial of Wareham Kingsley, submitted a report, accompanied by a bill (S. 249) for his relief.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Agreeably to notice, Mr. Young asked and obtained leave to bring in a bill (S. 250) for the relief of Daniel B. Bush; which was read the first and second times, by unanimous consent, and referred to the Committee on Public Lands.

The bill (H. R. 405) changing the times of holding the circuit and district courts of the United States for the districts of East and West Tennessee, was read the first and second times, by unanimous consent, and referred to the *Committee on the Judiciary*.

The resolution (H. R. 6) to continue two clerks in the business of reservations and grants under Indian treaties, was read the first and second times, by unanimous consent, and referred to the Committee on Indian Affairs.

A message from the President of the United States, by Mr. Tyler, his Secretary:

Mr. President: The President of the United States approved and signed, this day, "An act for the relief of the legal representatives of Aaron Vail, deceased, late consul at L'Orient;" also, "An act for the relief of Clark Woodrooff."

The Senate proceeded to consider the resolution submitted yesterday by Mr. Benton, in relation to the manner the Madisonian newspaper obtained a knowledge of certain papers supposed to be filed in the General Post Office Department; and, after debate,

On motion by Mr. Berrien,

The Senate, by unanimous consent, resumed, as in Committee of the Whole, the consideration of the bill (S. 181) to provide further remedial justice in the courts of the United States; and,

After debate, and the consideration of Executive business, by unanimous consent,

The Senate adjourned.

WEDNESDAY, May 11, 1842.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate and House of Representatives:

The season for active hostilities in Florida having nearly terminated, my attention has, necessarily, been directed to the course of measures to be pursued hereafter, in relation to the few Indians yet remaining in that Territory. Their number is believed not to exceed two hundred and forty, of whom there are supposed to be about eighty warriors or males capable of bearing arms. The further pursuit of these miserable beings, by a large military force, seems to be as injudicious as it is unavailing. The history of the last year's campaign in Florida has satisfactorily shown that notwithstanding the vigorous and incessant operations of our troops, which can not be exceeded, the Indian mode of warfare, their dispersed condition, and the very smallness of their number, which increases the difficulty of finding them in the abundant and almost inaccessible hiding places of the Territory, render any further attempts to secure them by force impracticable, except by the employment of the most expensive means. The exhibition of force, and the constant effort to capture or destroy them, of course place them beyond the reach of overtures to surrender. It is believed by the distinguished officer in command there, that a different system should now be pursued to attain the entire removal of all the Indians in Florida. And he recommends that hostilities should cease unless the renewal of them be rendered necessary by new aggressions; that communications should be opened by means of the Indians with him, to induce them to a peaceful and voluntary surrender; and that the military operations should hereafter be directed to the protection of the inhabitants.

These views are corroborated by the Governor of the Territory, by many of its most intelligent citizens, and by numerous officers of the army who have served, and are still serving, in that region.

Mature reflection has satisfied me that these recommendations are sound and just. And, I rejoice that, consistently with duty to Florida, I may indulge my desire to promote the great interests of humanity, and extend the reign of peace and good will, by terminating the unhappy warfare that has so long been carried on there, and, at the same time, gratify my anxiety to reduce the demands upon the Treasury, by curtailing the extraordinary expenses which have attended the contest. I have, therefore, authorized the colonel in command there, as soon as he shall deem it expedient, to declare that hostilities against the Indians have ceased, and that they will not be renewed unless provoked and rendered indispensable by new outrages on their part; but that neither citizens nor troops are to be restrained from any necessary and proper acts of self-defence against any attempts to molest them. He is instructed to open communications with those yet remaining, and endeavor by all peaceable means to persuade them to consult their true interests by joining their brethren at the west. And directions have been given for establishing a cordon or line of protection for the inhabitants by the necessary number of troops.

But, to render this system of protection effectual, it is essential that settlements of our citizens should be made within the line so established, and that they should be armed, so as to be ready to repel any attack. In order to afford inducements to such settlements, I submit to the consideration of Congress the propriety of allowing a reasonable quantity of land to the head of each family that shall permanently occupy it, and of extending the existing provisions on that subject, so as to permit the issue of rations for the subsistence of the settlers for one year. And as few of them will probably be provided with arms, it would be expedient to authorize the loan of muskets, and the delivery of a proper quantity of cartridges, or of powder and ball. By such means it is to be hoped that a hardy population will soon occupy the rich soil of the frontiers of Florida, who will be as capable as willing to defend themselves and their houses, and thus relieve the Government from further anxiety or expense for their protection.

JOHN TYLER.

WASHINGTON, *May* 10, 1842.

The message was read, and referred to the Committee on Military Affairs.

On motion, by Mr. Preston, that the message be printed,

Ordered, That the motion be referred to the Committee on Printing.

The President pro tempore laid before the Senate a report of the Secretary of the Treasury, made agreeably to law, accompanied by a report from the register and receiver at Opelousas, Louisiana, on the claim of the heirs and legal representatives of Bernard Dauterive; which was read, and referred to the Committee on Private Land Claims.

Mr. Mangum, from the Committee on Printing, reported in favor of printing the message of the President of the United States of this day; and

Ordered, That it be printed.

Mr. Tallmadge presented two petitions from citizens of the State of New York, praying that the Postmaster General may be authorized to make contracts with railroad companies for the transportation of the mail; which were referred to the Committee on the Post Office and Post Roads.

Mr. Tallmadge presented a petition of citizens of Utica, New York, praying an increase of the duties on imports, for the protection of domestic manufactures and industry; which was referred to the Committee on Manufactures.

Mr. Young presented a petition of citizens of Alton, Illinois, praying that Henry M. Shreve may be remunerated for his invention of a snag-boat; and that an appropriation may be made for removing obstructions to the navigation of the Mississippi, Missouri, and Arkansas rivers; which was referred to the Select Committee on the petition of Henry M. Shreve.

Mr. Berrien presented a petition of Charles D. Hammond and Augustus H. Kenan, praying to be released from a judgment obtained against them as the sureties of a postmaster, for the amount of certain defalcations which occurred prior to their suretyship; which was referred to the Committee on the Judiciary.

Mr. Crittenden presented the memorial of citizens of Crawford county, Pennsylvania, praying an increase of the duties on imports, and the memorial of citizens of Philadelphia, praying a permanent tariff of duties for the protection of domestic capital and industry; which were referred to the Committee on Manufactures.

Agreeably to notice, Mr. Evans asked and obtained leave to bring in a bill (S. 251) to provide for the settlement of certain accounts for the support of government in the Territory of Wisconsin, and for other purposes; which was read the first and second times, by unanimous consent, and referred to the Committee on Finance.

The Senate resumed the consideration of the resolution submitted the 9th instant, in relation to the manner the Madisonian newspaper obtained a knowledge of certain papers supposed to be filed in the General Post Office Department; and

On motion by Mr. Mangum,

Ordered, That it lie on the table.

Mr. Evans, from the Committee on Finance, to whom was referred the petition of the president and directors of the Planters' Bank of Mississippi, reported a bill (S. 252) to extend the time of payment of a judgment against the Planters' Bank of Mississippi, and for other purposes; which was read, and passed to the second reading.

Mr. Evans, from the Committee on Finance, to whom was referred the petition of Robert Miller, reported a bill (S. 253) for his relief; which was read, and passed to a second reading.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (S. 181) to provide further remedial justice in the courts of the United States; and, after debate,

On motion by Mr. Sevier,

The Senate adjourned.

THURSDAY, May 12, 1842.

Mr. Calhoun presented the memorial of the Charleston Chamber of Commerce, praying that the route on which the great mail between Boston and New Orleans is now transported may not be changed, and that a plan for the transportation of the mail in steam vessels of war along the coast may be adopted; which was referred to the Committee on the Post Office and Post Roads.

Mr. Calhoun presented the memorial of Robert L. Morris, praying the aid of Government in the construction and equipment of a steam-vessel to be engaged in the transportation of the mail from Charleston, South Carolina, to

Havana, in the Island of Cuba; which was referred to the Committee on the Post Office and Post Roads.

Mr. Buchanan presented the memorial of citizens of Sangamon county, Illinois, praying such a tariff of duties as will relieve the indebtedness and supply the wants of the Government, and afford protection to domestic manufactures; and a petition from citizens of Pennsylvania, praying an increase of the duties on foreign imports for the protection of domestic capital and industry; which were referred to the Committee on Manufactures.

Mr. Graham, from the Committee of Claims, to whom was referred the bill (H. R. 93) for the relief of Archibald McCallum, reported it with amendments.

Mr. Morehead, from the Committee on Indian Affairs, to whom was referred the resolution (H. R. 6) to continue two clerks in the business of reservations and grants under Indian treaties, reported it without amendment.

The Senate proceeded to consider the report of the Committee on Public Lands, on the petition of citizens of Michigan, presented the second of May, in favor of an amendment to the pre-emption law of 1838; and,

On motion by Mr. Woodbridge,

Ordered, That it lie on the table.

The Senate proceeded to consider the report of the Committee on Public Lands, on the petition of citizens of Michigan, presented the 17th of January, praying the resurvey of a township of land; and,

On motion by Mr. Huntington,

Ordered, That it lie on the table.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 408) to authorize the Shenandoah Bridge Company at Harpers' Ferry, to erect a bridge on the land of the United States at the town of Harper's Ferry, in which they request the concurrence of the Senate.

The bill last mentioned (H. R. 408) from the House of Representatives, was read the first and second times, by unanimous consent, and referred to the Committee on Military Affairs.

The Senate proceeded to consider, as in Committee of the Whole, the resolution (H. R. 6) to continue the clerks in the business of reservations and grants under Indian treaties; and, no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said resolution was read a third time.

Resolved, That this resolution pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

On motion by Mr. Linn,

To postpone the preceding orders for the purpose of considering the bill (S. 187) to indemnify Major General Andrew Jackson for damage sustained in the discharge of his official duty;

It was determined in the affirmative, { Yeas, ... 19, / Nays, ... 18.

On motion by Mr. Linn,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bagby, Benton, Buchanan, Calhoun, Fulton, Henderson, King,

Linn, McRoberts, Merrick, Rives, Sevier, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Young.

Those who voted in the negative, are,

Messrs. Bates, Bayard, Berrien, Choate, Clayton, Crafts, Crittenden, Evans, Graham, Huntington, Miller, Morehead, Phelps, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

So, the motion was agreed to; and

The Senate proceeded to consider the said bill, as in Committee of the Whole; and,

After debate,

On motion by Mr. Tallmadge,

The Senate adjourned.

FRIDAY, MAY 13, 1842.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a resolution (H. R. 9) for the benefit of George Schnabel and Robert Barber, jr., in which they request the concurrence of the Senate.

The House of Representatives *concur* in some of the amendments of the Senate to the bill (H. R. 74) making appropriations for the civil and diplomatic expenses of Government for the year 1842; *disagree* to other amendments of the Senate, to the said bill; and *concur* in other amendments of the Senate with amendments, in which they request the concurrence of the Senate.

Mr. Buchanan presented the memorial of manufacturers of gold and silver articles in Philadelphia, praying that the duties on watches, jewelry, silver ware, &c., may not be reduced; which was referred to the Committee on Manufactures.

Mr. Buchanan presented the proceedings of a meeting of citizens held in Philadelphia, Pennsylvania, on the subject of the formation of a new constitution by the people of the State of Rhode Island; which were ordered to lie on the table.

On motion by Mr. Buchanan, that they be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Crittenden presented the petition of J. B. Nays, and other citizens of the United States, praying the aid and protection of the Government to enable them to establish a permanent settlement in the Oregon Territory; which was ordered to lie on the table.

On motion by Crittenden, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Crittenden presented a petition from pearl button manufacturers, of Philadelphia, praying an increase of the duties on imported pearl buttons; which was referred to the Committee on Manufactures.

Mr. Merrick submitted the following resolution for consideration:

Resolved, That all letters of recommendation and other papers or information touching or concerning any nomination for office pending before the Senate, which may be sent or communicated by the President of the United States, or any chief Executive officer to the Senate or any of its committees, shall be held and deemed to be confidential communications within the meaning of the thirty-eighth rule for conducting the business of the

Senate; but all such papers, when communicated to a committee, shall, after the decision of the question to which they relate, be returned to the proper department of the Government, and not placed upon the files of the Senate unless so expressly ordered by the Senate.

Ordered, That it be printed.

Mr. Conrad submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on the Post Office and Post Roads inquire into the expediency of either totally repealing so much of the act entitled, "An act making appropriations for the civil and diplomatic expenses of the Government for the year 1841," as requires that the postmasters in the several cities in the Union, shall account to the Treasury Department for all sums or emoluments received by them respectively, for boxes, pigeon-holes, or other receptacles for letters or papers, and by them charged to individuals, or of modifying said act to the effect that,

1st. Said postmasters be required to provide said boxes or receptacles for letters and papers;

2d. That they be authorized to charge to the Government the expense necessarily incurred in providing the same;

3d. To fix the price or rent which said postmasters shall be authorized to demand for the same;

4th. That said price or rent shall be uniform in all the cities of the Union;

5th. That the amount of said price or rent which said postmasters are authorized to retain in part compensation for their services shall be proportioned to the receipts arising from the boxes in the respective post offices.

Mr. Young asked, and, by unanimous consent, obtained leave to bring in a bill (S. 254) authorizing the county commissioners of Lake county, Illinois, to enter a quarter section of land for a seat of justice in said county; which was read the first and second times, by unanimous consent, and referred to the Committee on Public Lands.

Mr. Williams reported from the Committee that they had examined and found duly enrolled the joint resolution (H. R. 6) to continue two clerks in the business of reservations and grants under Indian treaties.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the memorial of the county court of Holt county, Missouri, reported a bill (S. 255) for the benefit of the county of Holt, in the State of Missouri; which was read, and passed to the second reading.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 250) for the relief of Daniel B. Bush, reported it with amendments.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred the bill (H. R. 73) for the apportionment of Representatives among the several States according to the sixth census, reported it with amendments; which were read, and ordered to be printed.

Mr. Crittenden, from the Committee on the Judiciary, to whom was referred the bill (H. R. 405) changing the times of holding the circuit and district courts of the United States, for the districts of East and West Tennessee, reported it without amendment.

The Senate proceeded to consider the resolution reported by the Committee on Private Land Claims, on the claim of Robert Graham; and, in concurrence therewith,

Resolved, That Robert Graham has no legal or equitable claim on the Government for the land or scrip mentioned in his memorial.

The Senate proceeded to consider the resolution reported by the Committee of Claims, on the memorial of Littleton D. Teackle; and, in concurrence therewith,

Resolved, That the claim of the petitioner particularly mentioned in the report is not substantiated, and ought not to be allowed.

The resolution from the House of Representatives (No. 9) for the benefit of George Schnabel and Robert Barber, jr., was read the first and second times, by unanimous consent, and referred to the Committee on Public Lands.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 405) changing the times of holding the circuit and district courts of the United States for the district of East and West Tennessee; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill (S. 144) for the relief of Francis A. Harrison, was read the second time, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The bill (S. 148) to provide for the satisfaction of claims due to certain American citizens for spoliations committed on their commerce prior to the 31st day of July, 1801, was read the second time, and considered, as in Committee of the Whole; and,

On motion by Mr. Choate,

Ordered, That it lie on the table.

The bill (S. 149) for the relief of the heirs of Archibald Parker, a soldier in the last war, was read the second time, and considered, as in Committee of the Whole.

On motion by Mr. King,

To amend the bill by striking out, lines 8, 9, and 10, the following: "and be converted by them into land scrip, according to the laws heretofore made and provided for that purpose;"

It was determined in the affirmative, { Yeas, ... 18, Nays, ... 14.

On motion by Mr. Smith, of Indiana,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Calhoun, Clayton, Crafts, Evans, Fulton, King, Preston, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Wilcox, Williams, Woodbury, Wright.

Those who voted in the negative, are,

Messrs. Archer, Bayard, Buchanan, Choate, Conrad, Linn, McRoberts, Merrick, Smith, of Indiana, Sprague, Walker, White, Woodbridge, Young.

So, the amendment was agreed to.

No further amendment being proposed, the bill was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The Senate proceeded to consider their amendments to the bill (H. R. 74) "making appropriations for the civil and diplomatic expenses of the Government for the year one thousand eight hundred and forty-two," amended or disagreed to by the House of Representatives.

The amendment of the House of Representatives to the 9th amendment of the Senate being under consideration, to wit: "page 6, line 19, strike out 'six,' and insert '*five*,'" (being the proposed limitation for the compensation of marshals);

A motion was made by Mr. Evans to disagree to the amendment; and,

It was determined in the affirmative, { Yeas, ... 23, / Nays, ... 16.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crittenden, Evans, Graham, Huntington, Mangum, Merrick, Miller, Morehead, Preston, Rives, Smith, of Indiana, Sprague, Tallmadge, Walker, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Calhoun, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Wilcox, Williams, Woodbury, Young.

And having considered the said amendments,

Resolved, That the Senate recede from the fourth, fifth, twenty-fifth, and twenty-seventh, and insist on the fourteenth, fifteenth, sixteenth, twentieth, and twenty-first of the foregoing amendments of the Senate disagreed to by the House of Representatives.

That they concur in the amendments of the House of Representatives to the third, tenth, and twenty-second amendments of the Senate, and disagree to the amendment of the House of Representatives to the twenty-sixth amendment of the Senate.

That they concur in the first, fourth, and ninth, and disagree to the second, third, fifth, sixth, seventh, and eighth amendments of the House of Representatives to the ninth amendment of the Senate.

And they agree, by unanimous consent, to the insertion of the words "*at the new jail*," after the word "courts," in the first line of the twelfth page of the bill, as proposed by the House of Representatives.

Ordered, That the Secretary notify the House of Representatives accordingly.

On motion by Mr. Calhoun,

The Senate adjourned.

SATURDAY, May 14, 1842.

Mr. Evans presented a presentment of the grand jury for St. John's and Leigh Read counties, in the Territory of Florida, representing the necessity of extending the sea-wall at St. Augustine, in that Territory; which was referred to the Committee on Commerce.

Mr. Bagby presented the petition of citizens of Sumter county, Alabama, praying the establishment of a mail-route; which was referred to the Committee on the Post Office and Post Roads.

On motion by Mr. Sturgeon,

Ordered, That Robert Graham have leave to withdraw his petition and papers presented at the present session.

Mr. Graham, from the Committee on Pensions, to whom was referred the bill (H. R. 180) for the relief of Jacob Euler, reported it without amendment.

Mr. Graham, from the Committee on Pensions, to whom was referred the bill (H. R. 201) for the relief of George M. Redinger, of the State of Kentucky, reported it with an amendment, which was read.

Mr. Graham, from the Committee on Pensions, to whom was referred the bill (S. 27) for the relief of Esther Johnston, widow of Colonel Jonas Johnston, deceased, reported it without amendment.

On motion by Mr. Smith, of Indiana,

The vote of yesterday, ordering the bill (S. 149) for the relief of the heirs of Archibald Parker to be engrossed and read a third time, was reconsidered.

The Senate proceeded to consider the said bill, as in Committee of the Whole, and being further amended, it was reported to the Senate, and the amendments were concurred in.

Ordered, That the bill be engrossed, and read a third time.

The bill (S. 144) for the relief of Francis A. Harrison, having been reported by the committee, correctly engrossed, was read the third time.

Resolved, That this bill pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives recede from their amendment to the 26th amendment of the Senate, to the bill entitled, "An act making appropriations for the civil and diplomatic expenses of Government for the year eighteen hundred and forty-two," insist on their disagreement to the 14th, 15th, 16th, 20th, and 21st amendments of the Senate, and on all the amendments of the House of Representatives to the 9th amendment of the Senate, which have been disagreed to by the Senate; ask a conference on the disagreeing votes of the two Houses thereon; and have appointed Messrs. Fillmore, John Quincy Adams, and Cave Johnson, managers at the same on their part.

On motion by Mr. Evans,

Resolved, That the Senate agree to the conference proposed by the House of Representatives, on the disagreeing votes of the two Houses, on the bill entitled, "An act making appropriations for the civil and diplomatic expenses of Government for the year 1842."

Ordered, That Mr. Evans, Mr. Berrien, and Mr. Wright, be the managers at the same on the part of the Senate.

Ordered, That the Secretary notify the House of Representatives accordingly.

After the consideration of Executive business,

The Senate adjourned.

MONDAY, MAY 16, 1842.

Mr. Smith, of Indiana, presented the petition of citizens of Kosciusko county, Indiana, praying the establishment of a mail-route; which was referred to the Committee on the Post Office and Post Roads.

Mr. Allen presented the petition of members of the bar of the courts of the United States in the district of Ohio, praying that the salary of the United States district judge for that district may be increased; which was referred to the Committee on the Judiciary.

Mr. Tallmadge presented two petitions from citizens of Otsego county, New York, praying an increase of the duties on foreign imports, for the pro-

tection of domestic manufactures and industry; which were referred to the Committee on Manufactures.

Mr. Tallmadge presented the memorial of citizens of Rensselaer county, New York, praying the imposition of discriminating duties on foreign imports, for the protection of domestic industry; which was referred to the committee on Manufactures.

Mr. Tallmadge presented the petition of citizens of Jefferson county, New York, praying an increase of the duties on importations, and a discrimination in favor of domestic manufactures; which was referred to the Committee on Manufactures.

Mr. Tallmadge presented the memorial of manufactures of gold and silver articles in the city of New York, praying that the duties on watches, jewelry, and silver ware, may not be reduced; which was referred to the Committee on Manufactures.

Mr. Bates presented the memorial of Henry Newman, praying that certain lands purchased by him from the United States, and since ascertained by a resurvey of his tract not to be included in his purchase, may be granted to him; which was referred to the Committee on Public Lands.

Mr. Tallmadge presented the memorial of citizens of New York, praying an increase of the duties on imported watches, jewelry, and silver ware; which was referred to the Committee on Manufactures.

On motion by Mr. Woodbury,

Ordered, That Mary Neal have leave to withdraw her petition and papers on the files of the Senate.

Mr. Linn submitted the following resolution, which was considered, by unanimous consent, and agreed to:

Resolved, That, in addition to the distribution already made, the surveyors general of the public lands of the United States, and the recorder of land titles at St. Louis, Missouri, shall each be supplied, for the use of his office, with one copy, consisting of five volumes, of the reports and documents relating to public lands, and private land claims, printed by order of the Senate; and with one copy of the laws and opinions printed under the resolution of the Senate of the 28th February, 1837.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the joint resolution (H. R. 9) for the benefit of George Schnabel and Robert Barber, jr., reported it without amendment.

Agreeably to notice, Mr. Tappan asked and obtained leave to bring in a bill (S. 256) to provide for publishing an account of the discoveries made by the exploring expedition, under the command of Lieutenant Wilkes, of the United States Navy; which was read the first and second times, by unanimous consent, and referred to the Committee on the Library.

Agreeably to notice, Mr. Benton asked and obtained leave to bring in a bill (S. 257) to provide for the armed occupation and settlement of the unsettled part of the peninsula of East Florida; which was read the first and second times, by unanimous consent, and referred to the Committee on Military Affairs.

The bill (S. 149) for the relief of the heirs of Archibald Parker, a soldier in the late war, having been reported by the committee, correctly engrossed, was read the third time, and the title was amended.

Resolved, That this bill pass, and that the title thereof be, "An act for the relief of the heirs of Archibald Parker, a soldier in the late war, and for other *purposes*."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 55) directing warrants to issue for the bounty land due on account of the services of Major General Duportail, Brigadier General Armand, and Major De la Colombe; and, after debate,

On motion by Mr. Tappan,

That it be referred to the Committee on Revolutionary Claims,

It was determined in the affirmative, { Yeas, ... 28, Nays, ... 12.

On motion by Mr. Tappan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Bagby, Bates, Bayard, Benton, Buchanan, Calhoun, Choate, Clayton, Crafts, Cuthbert, Graham, Henderson, King, Linn, McRoberts, Mangum, Miller, Smith, of Connecticut, Sturgeon, Tappan, Wilcox, Williams, Woodbridge, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Conrad, Crittenden, Evans, Fulton, Huntington, Merrick, Morehead, Preston, Rives, Sevier, Smith, of Indiana, White.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 150) directing warrants to issue for the bounty land due on account of the services of Major General Duportail, Brigadier General Armand, and Major De la Colombe; and,

On motion by Mr. Smith, of Indiana,

Ordered, That it be referred to the Committee on Revolutionary Claims.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have concurred in the recommendation of the managers at the conference on the disagreeing votes of the two Houses, on the amendments to the bill (H. R. 74) entitled, "An act making appropriations for the civil and diplomatic expenses of Government for the year 1842."

Mr. Evans, from the managers on the part of the Senate, at the said conference, made the following report:

The managers appointed to conduct the conference on the part of the Senate, on the disagreeing votes of the two Houses, on the amendments to the bill entitled, "An act making appropriations for the civil and diplomatic expenses of Government for the year 1842," have met the managers appointed on the part of the House, and, after full and free conference on said disagreeing votes, have agreed to recommend, and do recommend, that the Senate adhere to its disagreement to the second, third, fifth, seventh, and eighth, amendments of the House, to the ninth amendment of the Senate; and to recede from its disagreement to the sixth amendment of the House to said ninth amendment, and agree to the same, amended to read as follows: "A sum exceeding three thousand five hundred dollars per year for any such district clerk, or a sum of twenty-five hundred dollars per year for any such circuit clerk, or at or after that rate," &c.; that the Senate recede from its disagreement to the fourth amendment of the House to the said ninth amendment of the Senate, and agree to the said fourth amendment; that the Senate agree to the proviso adopted by the House, in lieu of said eighth amendment, to be inserted after the word "office," in the 3d line, 9th page of amendments, and to read as follows: "*and* no per diem," &c.; and that the Senate

adhere to its ninth amendment, as thus amended. That the Senate adhere to its fourteenth amendment, with an amendment, as follows: strike out "one hundred," and insert "*seventy-five;*" that the Senate adhere to its fifteenth amendment; that the Senate adhere to its sixteenth amendment, with an amendment, as follows: Strike out all of it, and insert, "For payment of such amount as shall be found due by the Select Committee appointed in the House on the 13th day of May, 1842; for superintendence, work done, and materials furnished in completing the custom-house at New York, a sum not exceeding twenty-eight thousand two hundred dollars;" that the Senate adhere to its twentieth and twenty-first amendments.

The Senate proceeded to the consideration of the said report; and

Resolved, That they concur therein; and that the bill be amended in conformity therewith.

Ordered, That the Secretary notify the House of Representatives accordingly.

After the consideration of Executive business,

The Senate adjourned.

TUESDAY, May 17, 1842.

Mr. Tallmadge presented the petition of citizens of the county of Steuben, New York, praying the enactment of a law authorizing the Postmaster General to make contracts with railroad companies for transporting the United States mail; which was referred to the Committee on the Post Office and Post Roads.

Mr. Benton presented the petition of certain settlers on fractional subdivisions of the public lands in the State of Missouri, praying that the right of pre-emption may be extended to them; which was referred to the Committee on Public Lands.

Mr. Benton submitted a communication signed by B. Holladay, and other citizens of Missouri, recommending the town of Weston, in Platte county, in that State, as the most eligible location for a land office proposed to be established in the State of Missouri.

Ordered, That it lie on the table.

Mr. Sevier, from the Committee on Pensions, to whom was referred the bill (H. R. 149) for the relief of Sarah Woodward, reported it without amendment.

Mr. Sevier submitted a report on the subject; which was ordered to be printed.

Mr. Sevier, from the Committee on Pensions, to whom was referred the bill (H. R. 160) granting a pension to Grace Sears, reported it without amendment.

Mr. Sevier submitted a report on the subject; which was ordered to be printed.

Mr. Sevier, from the Committee on Pensions, to whom was referred the bill (S. 12) for the relief of Samuel Collins, reported it without amendment.

Mr. Sevier submitted a report on the subject; which was ordered to be printed.

Mr. Graham, from the Committee on Pensions, to whom was referred the bill (H. R. 193) for the relief of Henry Wells, reported it without amendment.

Mr. Graham, from the Committee on Pensions, to whom was referred the

bill (H. R. 175) for the relief of Thomas Collins, reported it without amendment.

Mr. Huntington, from the Committee on Commerce, to whom was referred the bill (H. R. 98) for the relief of Joshua Atwood, jun., reported it without amendment.

On motion by Mr. Allen,

That the Senate resume the consideration of the resolution submitted the 18th of April, in relation to the State of Rhode Island;

It was determined in the negative, { Yeas, ... 15, / Nays, ... 23.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Benton, Buchanan, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Wilcox, Williams, Woodbury, Wright.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Calhoun, Choate, Clayton, Conrad, Crafts, Crittenden, Evans, Graham, Henderson, Huntington, Mangum, Merrick, Miller, Morehead, Simmons, Smith, of Indiana, Tallmadge, Woodbridge.

Mr. Allen submitted the following resolutions for consideration:

Resolved, That it is the right of the people of Rhode Island to establish for themselves a constitutional republican form of State government, and, in any particular, to alter or modify it, provided its form be left republican.

Resolved, That it is not the right of the Federal Government to interfere, in any manner, with the people to prevent or discourage their so doing; but that, on the contrary, it is the duty of the Federal Government to guaranty to them, as a State, such republican form of State government when so established, altered, or modified.

Mr. Merrick, from the Committee on the Post Office and Post Roads, to whom was referred the petition of Moses Bean, submitted an adverse report; which was ordered to be printed.

Mr. Henderson, from the Committee on Private Land Claims, to whom was referred the petition of William Wynn, submitted a report, accompanied by a bill (S. 258) for the relief of William Wynn.

The bill was read, and passed to a second reading.

Ordered, That the report be printed.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred the petition of H. H. Comstock, reported a bill (S. 259) to extend the provisions of an act, entitled, "An act to regulate processes in the courts of the United States," passed 19th May, 1828; which was read, and passed to a second reading.

Mr. McRoberts, from the Committee on the Post Office and Post Roads, to whom was referred the bill (H. R. 111) for the relief of Joseph F. Caldwell, reported it with an amendment; which was read.

Mr. Williams, from the committee, reported that they had examined, and found duly enrolled,

An act (H. R. 74) making appropriations for the civil and diplomatic expenses of the Government for the year 1842;

An act (H. R. 405) changing the times of holding the circuit and district courts of the United States for the districts of East and West Tennessee.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The Speaker of the House of Representatives having signed two enrolled bills, and an enrolled resolution, I am directed to bring them to the Senate for the signature of their President.

After the consideration of Executive business,

The Senate adjourned.

WEDNESDAY, MAY 18, 1842.

The President pro tempore signed the two enrolled bills and the enrolled resolution last reported to have been examined, and they were delivered to the committee, to be presented to the President of the United States.

Mr. Merrick submitted a communication from J. H. B. Latrobe, relating to statements concerning his deceased father, B. H. Latrobe, contained in the documents relating to the claim of Littleton D. Teackle; which was ordered to be printed, in connexion with the report of the Committee of Claims on that claim.

Mr. Conrad presented the memorial of the Municipality No. 1 of the city of New Orleans, praying the relinquishment, by the United States, of a tract of land lying within the limits of that municipality, or that a suit may be instituted to test the validity of the claim of the United States to the same; which was referred to the Committee on Public Lands.

Mr. Wright presented the memorial of George Barclay and Schuyler Livingston, praying permission to take out an American register for a British vessel, of which they have become the owners by virtue of a sale made under the laws of the United States; which was referred to the Committee on Commerce.

Mr. Benton presented the memorial of citizens of Missouri, praying that the land-office of the contemplated land district in the Platte purchase, in that State, may be located at Platte city; which was ordered to lie on the table.

Mr. Benton presented the petition of citizens of Missouri, praying the establishment of a mail-route from Alexandria, in Missouri, to Iowaville, in the Territory of Iowa; a petition from citizens of the State of Missouri, praying the establishment of a mail-route from Brunswick to Union Mills, in the State of Missouri; and a petition from citizens of the State of Missouri, praying the establishment of a mail route from Springfield to the county seat of Jasper county, in Missouri; which were referred to the Committee on the Post Office and Post Roads.

Mr. Wright presented a preamble and resolution passed by the Legislature of the State of New York, requesting the Senators and Representatives of that State in Congress, to vote for a law refunding to Major General Andrew Jackson the amount of the fine and costs imposed on him by the United States district judge in the State of Louisiana.

Ordered, That they lie on the table, and be printed.

Mr. Conrad presented the petition of Glendy Burke, praying permission to enter other lands of like quantity, in lieu of those heretofore purchased by him from the United States, and for which the Commissioner of the General Land Office has refused to issue patents; which was referred to the Committee on Public Lands.

Mr. Benton presented the petition of John Baptiste Lataille, a soldier in the last war with Great Britain, praying to be allowed arrearages and increase of pension; which was referred to the Committee on Pensions.

Mr. Benton presented the memorial of citizens of Philadelphia, praying the reimbursement of the fine and costs imposed on Major General Andrew Jackson, in New Orleans, by the United States district judge for the district of Louisiana; which was ordered to lie on the table.

Mr. Buchanan presented fourteen memorials from citizens of Philadelphia, praying the establishment of a permanent tariff of duties, for the security and protection of domestic capital and industry; two memorials from citizens of Northampton county, Pennsylvania, praying an increase of the duties on foreign imports; and a petition from citizens of Berks county, Pennsylvania, praying that the duties on those articles of import which come in competition with domestic labor may be increased, and a repeal of that clause in the distribution act which limits the duties to twenty per cent.; which were referred to the Committee on Manufactures.

Mr. Crittenden presented the petition of citizens of Pennsylvania, praying an increase of the duties on foreign imports, for the protection of domestic industry and manufactures; which was referred to the Committee on Manufactures.

Mr. Conrad submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Public Lands, to whom have been referred the claims of T. O. Meux, and of Shields, Turner, & Renshaw, be directed to inquire into, and report at the same time, on the claim for indemnity of Edward Yorke, Edward Ogden, Isaac Ogden, J. P. Freret, Joseph Lelande, John Minturn, Samuel Thompson, Ambrose Lanfear, Charles Clegg, and J. Hiddleston, their heirs, representatives, or assigns.

On motion by Mr. Berrien,

Ordered, That the Committee on the Judiciary be discharged from the further consideration of the petition of B. S. Miner, and from the further consideration of the memorial of Jacob Gideon.

Mr. Bayard, from the Committee on Naval Affairs, to whom was referred the petition of Henry Fry, reported a bill (S. 260) for his relief; which was read, and passed to the second reading.

Agreeably to notice, Mr. McRoberts asked and obtained leave to bring in a bill (S. 261) confirming to certain ancient settlers of Illinois a quantity of land to complete the donation to each of four hundred acres, in pursuance of the resolution of Congress of August 29, 1788, and of the act of Congress, entitled, "An act for granting lands to the inhabitants and settlers at Vincennes, and the Illinois country in the territory northwest of the Ohio, and for confirming them in their possessions," approved March 3, 1791; which was read the first and second times, by unanimous consent, and referred to the Committee on Private Land Claims.

Ordered, That the report of the Commissioner of the General Land Office on the subject, communicated to the Senate the 8th of March, be referred to the Committee on Private Land Claims.

The Senate proceeded to consider the bill from the House of Representatives (H. R. 73) for the apportionment of Representatives among the several States, according to the Sixth Census; and,

On motion by Mr. Buchanan,

Ordered, That it be postponed to, and made the order of the day for, Monday next, the 23d instant.

On motion by Mr. Allen,

That the resolutions submitted by him yesterday, in relation to the form of government of the State of Rhode Island, be printed.

On motion by Mr. Tallmadge,

That this motion lie on the table;

It was determined in the affirmative, { Yeas, ... 28, / Nays, ... 18.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bagby, Barrow, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Porter, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Woodbury, Wright, Young.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the bill from the Senate—

(S. 71), Regulating commercial intercourse with the port of Cayenne, in the colony of French Guiana, and to remit certain duties.

And have also passed the joint resolution from the Senate—

(S. 9), To authorize the extension of the contract for carrying the mail on the route between Mobile and New Orleans.

The House of Representatives have passed bills of the following titles:

H. R. 409. An act to constitute the ports of Stonington, Mystic river, and Pawcatuck river, a collection district;

H. R. 71. An act concerning the tonnage duty on Spanish vessels; in which they request the concurrence of the Senate.

Mr. Williams, from the Committee on Enrolled Bills, reported that they, this day, laid before the President of the United States the two enrolled bills, and the enrolled resolution, last reported to have been examined.

The Senate resumed, as in Committee of the Whole, the bill (S. 187) to indemnify Major General Andrew Jackson for damage sustained in the discharge of his official duties; and having been amended,

On motion by Mr. Linn,

The Senate adjourned.

THURSDAY, May 19, 1842.

Mr. Huntington presented the petition of Ebenezer Bacon, and the other heirs of Phebe Root, deceased, widow of a deceased revolutionary officer, praying arrearages of pension; which was referred to the Committee on Pensions.

Mr. Williams, from the committee, reported that they had examined, and found duly enrolled—

S. 71. An act regulating commercial intercourse with the port of Cayenne, in the colony in French Guiana, and to remit certain duties;

S. 9. A resolution to authorize the extension of the contract for carrying the mail on the route between Mobile and New Orleans.

The bill (H. R. 71) concerning the tonnage duty on Spanish vessels, and the bill (H. R. 409) to constitute the ports of Stonington, Mystic river, and Pawcatuck river, a collection district, were severally read the first and second *times*, by unanimous consent, and referred to the Committee on Commerce.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 254) authorizing the county commissioners of Lake county, Illinois, to enter a quarter section of land for a seat of justice in said county, reported it with an amendment; which was read.

The Senate proceeded to consider the said bill, as in Committee of the Whole, together with the amendment reported thereto; and having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That it be engrossed, and read the third time.

The Senate proceeded to consider the resolution submitted by Mr. Merrick, the 13th instant; and an amendment having been proposed by Mr. McRoberts,

On motion by Mr. Linn,

Ordered, That the further consideration thereof be postponed until to-morrow.

The Senate resumed the consideration of the bill (S. 187) to indemnify Major General Andrew Jackson for damage sustained in the discharge of his official duty.

On motion by Mr. Henderson, further to amend the bill, by adding the following proviso:

"*Provided, always, That nothing in this act shall be construed to be an expression of the opinion of Congress as to the legality of the proceedings of the judge in inflicting the fine, but that this act shall be deemed and taken to be an additional expression of the sense of Congress of the high consideration in which they hold the achievement of General Jackson in the defence of New Orleans, and of the services rendered by him and his companions in arms on that memorable occasion;*"

It was determined in the negative, { Yeas, ... 20, Nays, ... 22.

On motion by Mr. Sevier,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Barrow, Bates, Bayard, Berrien, Clayton, Conrad, Crittenden, Evans, Graham, Henderson, Mangum, Merrick, Miller, Morehead, Porter, Preston, Simmons, Sprague, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Archer, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Smith, of Indiana, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

So the amendment was not agreed to.

No further amendment having been proposed, the bill was reported to the Senate, and the amendment was concurred in.

On motion by Mr. Bayard,

To amend the bill, by striking out all after the enacting clause, and inserting in lieu thereof the following:

"*That there be remitted and refunded to General Andrew Jackson, out of any money in the Treasury not otherwise appropriated, the amount of a fine and costs imposed upon him by the district court of the United States for the district of Louisiana, for an alleged contempt of court, with interest at the rate of six per centum per annum: Provided, always, That this act shall not be construed as an expression of the opinion of Congress upon*

any judicial proceeding, or legal questions growing out of the declaration of martial law by General Jackson during the defence of New Orleans;"

It was determined in the affirmative, { Yeas, ... 23, Nays, ... 22.

On motion by Mr. Evans,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Barrow, Bates, Bayard, Berrien, Clayton, Conrad, Crittenden, Evans, Graham, Henderson, Huntington, Mangum, Merrick, Miller, Morehead, Porter, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Archer, Bagby, Benton, Buchanan, Calhoun, Crafts, Cuthbert, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

So the amendment was agreed to.

No further amendment being proposed,

On the question, "Shall the bill be engrossed, and read the third time?'

It was determined in the negative, { Yeas, ... 17, Nays, ... 24.

On motion by Mr. Tallmadge,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Barrow, Bayard, Berrien, Clayton, Conrad, Evans, Graham, Henderson, Mangum, Merrick, Porter, Preston, Rives, Smith, of Indiana, Sturgeon, Tallmadge, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Archer, Bagby, Bates, Benton, Buchanan, Calhoun, Conrad, Cuthbert, Fulton, King, Linn, McRoberts, Miller, Morehead, Sevier, Smith, of Connecticut, Tappan, Walker, White, Wilcox, Williams, Woodbury, Young.

So the bill was rejected.

After the consideration of Executive business,

The Senate adjourned.

FRIDAY, May 20, 1842.

The bill (S. 254) authorizing the county commissioners of Lake county, Illinois, to enter a quarter section of land for a seat of justice in said county, having been reported by the committee, correctly engrossed, was read a third time.

Resolved, That this bill pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred the bill (S. 146) for the relief of Henry Gardner and others, directors of an association called the New England Mississippi Land Company, reported it without amendment.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 178) granting a pension to Benjamin Franklin; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time, by unanimous consent.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

Agreeably to notice, Mr. Mangum asked and obtained leave to bring in a bill (S. 262) to regulate the appointment and pay of engineers in the navy of the United States; which was read the first and second times, by unanimous consent, and referred to the Committee on Naval Affairs.

A message from the House of Representatives, by Mr. Clarke, their clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 411) to authorize the collector of the district of Fairfield to reside in either of the towns of Fairfield or Bridgeport; in which they request the concurrence of the Senate.

The Speaker having signed two enrolled bills, and an enrolled resolution, I am directed to bring them to the Senate for the signature of their President.

The President of the United States approved, the 18th instant, the following acts and resolution:

H. R. 74. An act making appropriations for the civil and diplomatic expenses of Government for the year 1842;

H. R. 405. An act changing the times of holding the circuit and district courts of the United States for the districts of East and West Tennessee;

H. R. 6. A joint resolution to continue two clerks in the business of reservations and grants under Indian treaties.

On motion by Mr. Barrow,

Ordered, That when the Senate adjourn it be to Monday next.

After the consideration of Executive business,

On motion by Mr. Linn,

That the vote of this day on the bill (S. 187) to indemnify Major General Andrew Jackson for damages sustained in the discharge of his official duty, be reconsidered;

On motion by Mr. Sevier,

The Senate adjourned.

MONDAY, May 23, 1842.

Mr. Evans presented the petition of citizens of Sidney, in the State of Maine, praying an increase of the duties on imports for the protection of domestic industry and manufactures against foreign competition which was referred to the Committee on Manufactures.

Mr. Evans presented the proceedings of a meeting of citizens of Bucksport and Orland, in the State of Maine, in relation to the coasting trade and the several branches of industry connected therewith; which were referred to the Committee on Manufactures.

Mr. Wright presented the proceedings of a meeting of citizens of Madison county, New York, in favor of the adoption of measures for the liberation of certain American citizens now held in prison by the British Government for their participation in the late revolutionary movements in Canada; which were referred to the Committee on Foreign Relations.

Mr. Wright presented the petition of Israel Ketchum, sub-contractor under Farrow & Harris, praying that provision may be made to secure the payment of his claims, growing out of contracts for the erection of fortifications at the entrance of Mobile bay; which was referred to the Committee of Claims.

Mr. Choate presented the memorial of citizens of Boston, Massachusetts, praying the enactment of an international copy-right law; which was referred to the Committee on the Judiciary.

On motion by Mr. Choate, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Choate presented the memorial of persons interested in the manufacture of salt in the county of Barnstable, Massachusetts, praying an increase of the duty on foreign salt; which was referred to the Committee on Manufactures.

Mr. McRoberts presented the memorial of the General Assembly of the State of Illinois, praying that the quantity of land to which the early settlers in the State of Illinois were entitled under resolves and acts of Congress may be made up to them or their heirs, where, by the records of the General Land Office, it appears that they did not receive the full quantity to which they were entitled; which was referred to the Committee on Private Land Claims.

Mr. King presented the petition of citizens of the State of Alabama, residing in the Cherokee purchase, praying that the land office for the district within which said purchase may lie, may be located at Jefferson in Cherokee county; which was referred to the Committee on Public Lands.

Mr. Buchanan presented the proceedings of citizens of Erie county, Pennsylvania, in favor of a protective tariff; which were referred to the Committee on Manufactures.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the memorial of Henry Newman, reported a bill (S. 263) for his relief; which was read and passed to a second reading.

Mr. Smith, of Indiana, also submitted a report on the subject; which was ordered to be printed.

The bill (H. R. 411) to authorize the collector of the district of Fairfield to reside in either of the towns of Fairfield or Bridgeport, was read the first and second times, by unanimous consent, and referred to the Committee on Commerce.

The Senate resumed the consideration of the motion by Mr. Allen that the resolutions submitted the 17th instant, in relation to the Government of the State of Rhode Island, be printed; and

The motion was agreed to.

On motion by Mr. King,

That the Senate resume the consideration of the resolution submitted the 24th of January, fixing a day for the adjournment of Congress;

It was determined in the negative, { Yeas, ... 17, / Nays, ... 20.

On motion by Mr. Sevier,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Wilcox, Williams, Woodbury, Wright.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Crafts, Evans, Graham, Huntington, Mangum, Miller, Morehead, Preston, Rives, Smith of Indiana, Sprague, Tallmadge, White, Woodbridge.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 155) for the settlement of the accounts of Silas Deane; and,

After debate,

On motion by Mr. Sevier,

Ordered, That the further consideration thereof, be postponed until to-morrow.

After the consideration of Executive business,

The Senate adjourned.

TUESDAY, MAY 24, 1842.

Mr. Sevier presented the memorial of the heirs of Joseph Wheaton, deceased, late an officer in the revolutionary war, praying to be allowed the amount of his pension, retained in the Treasury under the operation of the act of May 1, 1820; which was referred to the Committee on Pensions.

Mr. Crittenden presented the memorial of citizens of the State of Pennsylvania, praying an increase of the duties on foreign importations; which was referred to the Committee on Manufactures.

Mr. Porter presented the memorial of citizens of Madison county, New York, praying an increase of the duties on imports for the protection of domestic manufactures; which was referred to the Committee on Manufactures.

Mr Merrick submitted documents in relation to the compensation of certain clerks in the Post Office Department, not provided for by law; which were ordered to be printed.

Mr. Bayard submitted the following resolution, for consideration:

Resolved, That the report of the Select Committee on the 47th rule of the Senate, in relation to the employment of a corps of reporters for the Senate, made on the 8th September, 1841, be referred to a Select Committee of five persons, to be appointed by the President pro tempore.

Mr. Porter reported from the committee that they had examined and found duly enrolled the bill (H. R. 178) "granting a pension to Benjamin Franklin."

Mr. Huntington, from the Committee on Commerce, to whom was referred the bill (H. R. 411) to authorize the collector of the district of Fairfield to reside in either of the towns of Fairfield or Bridgeport, reported it without amendment.

The Senate proceeded to consider the said bill, as in Committee of the Whole, and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 76) making appropriations for the naval service for the year 1842; in which they request the concurrence of the Senate.

The said bill (H. R. 76) was read the first and second times, by unanimous consent, and referred to the Committee on Finance.

Mr. Merrick, from the Committee on the Post Office and Post Roads, reported a bill (S. 264) to provide for the permanent employment in the Post Office Department, of certain clerks heretofore for several years temporarily employed in that Department; which was read, and passed to a second reading.

The Senate proceeded to consider the resolution reported by the Committee on Pensions on the petition of Thomas Flanagan; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee on the Post Office and Post Roads on the petition of Moses Bean; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 73) for the apportionment of Representatives among the several States, according to the sixth census, together with the amendments reported thereto; and,

After debate,

On motion by Mr. Mangum,

The Senate adjourned.

WEDNESDAY, May 25, 1842.

Mr. Crittenden, from the Committee on the Judiciary, to whom was referred the bill (H. R. 116) for the relief of James Williams, reported it without amendment.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 113) to amend the act of the tenth of March, eighteen hundred and thirty-eight, entitled, "An act to change the time of holding the circuit and district courts in the district of Ohio;" and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Porter reported, from the committee, that they had examined, and found duly enrolled, the bill (H. R. 113) entitled, "An act to amend the act of the tenth of March, 1838, entitled, 'An act to change the time of holding the circuit and district courts of the district of Ohio.'"

The Senate resumed, as in Committee of the Whole, the bill (H. R. 73) for the apportionment of Representatives among the several States, according to the Sixth Census, together with the amendments reported thereto.

On the question to agree to the following amendment: section 1, line 7, after the word "State," insert, "and of one additional representative for each State having a fraction greater than one moiety of the said ratio;"

It was determined in the affirmative, { Yeas, ... 25, / Nays, ... 22.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Barrow, Bates, Berrien, Choate, Clayton, Conrad, Crittenden, Cuthbert, Evans, Fulton, Graham, Henderson, Huntington, Kerr, Merrick, Morehead, Porter, Sevier, Simmons, Sprague, Tallmadge, Walker, White, Woodbridge, Young.

Those who voted in the negative, are,

Messrs. Allen, Archer, Bagby, Bayard, Benton, Buchanan, Calhoun,

Crafts, King, Linn, McRoberts, Mangum, Miller, Preston, Rives, Smith, of Connecticut, Smith, of Indiana, Sturgeon, Tappan, Williams, Woodbury, Wright.

So the amendment was agreed to.

On the question to agree to the following amendment: Section 1, line 6, after "thousand," strike out the words "one hundred and seventy-nine;"

On motion by Mr. Bayard,

The amendment was amended so as to strike out the following words: "fifty thousand one hundred and seventy-nine;" and

The question recurring on agreeing to the amendment, as amended,

It was determined in the affirmative, { Yeas, ... 25, Nays, ... 23.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bagby, Bayard, Berrien, Buchanan, Calhoun, Clayton, Crafts, Cuthbert, Evans, Fulton, Graham, King, Linn, McRoberts, Mangum, Preston, Rives, Sevier, Smith, of Indiana, Sturgeon, Tallmadge, White, Williams, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Barrow, Bates, Benton, Choate, Conrad, Crittenden, Henderson, Huntington, Kerr, Merrick, Miller, Morehead, Porter, Simmons, Smith, of Connecticut, Sprague, Tappan, Walker, Wilcox, Woodbury, Wright, Young.

So the amendment, as amended, was agreed to.

On motion by Mr. Buchanan,

The Senate adjourned.

THURSDAY, May 26, 1842.

Mr. Miller presented three petitions from citizens of Sussex county, in the State of New Jersey, praying the imposition of discriminating duties, for the protection of the agricultural and manufacturing interests of the country; which were referred to the Committee on Manufactures.

Mr. Buchanan presented the memorial of persons engaged in the manufacture of chemicals, in the State of Pennsylvania, praying an increase of the duties on tartaric acid, and that quicksilver be admitted free of duty; and the memorial of citizens of Chester county, Pennsylvania, praying an increase of the duties on imports, for the protection of domestic labor and products; which were referred to the Committee on Manufactures.

Mr. Tallmadge presented the memorial of citizens of Cicero, Onondaga county, New York, praying a tariff sufficient for an economical administration of the Government; the payment of Government dues in specie, or its equivalent; and the establishment of a Board of Exchequer; which was referred to the Committee on Manufactures.

Mr. Mangum reported, from the committee, against printing the following subjects:

Petition of a number of the citizens of Boston, in favor of a copy-right law;

Petition of a number of the citizens of Illinois, praying a grant of land in the territory of Oregon;

Proceedings of a meeting of the citizens of Pennsylvania, relating to the formation of a new constitution by the State of Rhode Island; and,

The report was concurred in.

Mr. Graham, from the Committee of Claims, to whom was referred the bill (H. R. 48) for the relief of the legal representatives of John Barnes, deceased, reported it without amendment.

On motion by Mr. Graham,

Ordered, That the Committee of Claims be discharged from the further consideration of the bill (H. R. 200) for the relief of Benjamin F. Hard; and that it be referred to the Committee on the Post Office and Post Roads.

Mr. Wright, from the Committee of Claims, to whom was referred the petition of David Stone, assignee of certain claimants, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition, in this case, ought not to be granted.

Ordered, That the report be printed.

The Senate proceeded to consider the resolution submitted by Mr. Bayard, the 24th instant, for the appointment of a committee in relation to the employment of a corps of reporters for the Senate, and agreed thereto; and,

Mr. Bayard, Mr. Archer, Mr. Graham, Mr. Benton, and Mr. Walker, were appointed the committee.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 229) to extend the collection district of Wiscasset; in which they request the concurrence of the Senate.

The Speaker of the House of Representatives having signed an enrolled bill (H. R. 113), I am directed to bring it to the Senate, for the signature of their President.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (H. R. 73) for the apportionment of Representatives among the several States, according to the Sixth Census; together with the amendments reported thereto.

The question being on filling the blank in the first section, made by striking out the word "fifty thousand one hundred and seventy-nine."

Mr. Preston moved that it be filled with "ninety-two thousand."

Mr. Sevier moved that it be filled with "seventy-seven thousand."

Mr. White moved that it be filled with "seventy-six thousand."

Mr. Bagby moved that it be filled with "seventy-five thousand."

Mr. Bayard moved that it be filled with "seventy-four thousand six hundred and seven."

Mr. Fulton moved that it be filled with "seventy-four thousand three hundred and ninety-one."

Mr. Merrick moved that it be filled with "seventy-two thousand three hundred and fifty-four."

Mr. Buchanan moved that it be filled with "seventy thousand six hundred and eighty."

Mr. Crafts moved that it be filled with "seventy thousand."

Mr. King moved that it be filled with "sixty-nine thousand."

Mr. McRoberts moved that it be filled with "sixty-eight thousand."

Mr. Evans moved that it be filled with "sixty-six thousand."

Mr. Graham moved that it be filled with "sixty-five thousand five hundred."

Mr. Williams moved that it be filled with "sixty-two thousand five hundred."

Mr. Tallmadge moved that it be filled with "sixty-two thousand two hundred and seventy-nine."

Mr. Conrad moved that it be filled with "sixty-two thousand one hundred and seventy-two."

Mr. Miller moved that it be filled with "sixty-two thousand."

Mr. Sturgeon moved that it be filled with "sixty-one thousand four hundred and seventy-four."

Mr. Henderson moved that it be filled with "fifty-nine thousand five hundred and thirteen."

Mr. Young moved that it be filled with "fifty-nine thousand five hundred and six."

Mr. Woodbury moved that it be filled with "fifty-six thousand seven hundred and forty-six."

Mr. Kerr moved that it be filled with "fifty-four thousand two hundred and sixty-five."

Mr. Porter moved that it be filled with "fifty-three thousand and ten."

Mr. Wilcox moved that it be filled with "fifty-thousand six hundred and forty-eight."

Mr. Wright moved that it be filled with "fifty thousand one hundred and seventy-eight."

Mr. Walker moved that it be filled with "forty-nine thousand five hundred and ninety-four."

Mr. Woodbridge moved that it be filled with "seventy thousand seven hundred and fifty-five; and,

The question being on the highest proposed number,

A debate ensued; and,

On motion by Mr. Mangum,

The Senate adjourned.

FRIDAY, MAY 27, 1842.

Mr. Tallmadge presented the memorial of citizens of Rochester, New York, praying an increase of the duties on foreign importations, and the adoption of some plan for regulating the currency and exchanges of the country; which was referred to the Committee on Manufactures.

Mr. Smith, of Indiana, submitted additional documents relating to the claims of Louis Le Begue Duportail, Brigadier General Armand, and Louis Ange de la Colombe; which were referred to the Committee on Revolutionary Claims.

Mr. Buchanan presented the petition of importers and dealers in watches, jewelry, and precious stones, in the city of Philadelphia, praying that a specific duty be imposed on imported watches, and a reduction of the rates of duty on imported jewelry and precious stones; which was referred to the Committee on Manufactures.

On motion by Mr. Buchanan, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Buchanan presented the memorial of citizens of Philadelphia, praying a permanent tariff of duties for the protection and security of domestic labor and capital; which was referred to the Committee on Manufactures.

Mr. Linn submitted the following resolution, which was considered, by unanimous consent, and agreed to:

Resolved, That there be transmitted to the Governors of the States and

Territories in which the public lands are situated, three copies of the documents in relation to the public lands in five volumes, heretofore printed by order of the Senate, and now on hand; one of which to be deposited in the office of the Secretary, and one with each branch of the Legislature of the said States and Territories respectively.

Mr. Conrad, from the Committee on Public Lands, reported a bill (S. 265) for the relief of Thomas O. Minn, Shields, Turner, & Renshaw, Glendy Burke, and Edward Yorke and Edward Ogden, or their legal representatives; which was read, and passed to the second reading.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred the memorial of Charles D. Hammond and Augustus H. Kenan, reported a bill (S. 266) for their relief; which was read, and passed to the second reading.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (H. R. 76) making appropriations for the naval service for the year 1842, reported it with amendments; which were read.

Agreeably to notice, Mr. Conrad asked and obtained leave to bring in a bill (S. 267) for the relief of J. R. Vienne; which was read the first and second times, by unanimous consent, and referred to the Committee of Claims.

The bill (H. R. 229) entitled, "An act to extend the collection district of Wiscasset," was read the first and second times, by unanimous consent, and referred to the Committee on Commerce.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (H. R. 73) for the apportionment of Representatives among the several States according to the Sixth Census; together with the amendments reported thereto.

On motion by Mr. Preston, to amend the bill, section 1, line 6, by filling the blank with "ninety-two thousand;"

It was determined in the negative, { Yeas, ... 10, Nays, ... 36.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bayard, Calhoun, Clayton, Evans, Mangum, Preston, Sturgeon, Tallmadge, White.

Those who voted in the negative, are,

Messrs. Allen, Barrow, Bates, Benton, Berrien, Buchanan, Choate, Conrad, Crafts, Crittenden, Cuthbert; Fulton, Graham, Henderson, Huntington, Kerr, King, Linn, McRoberts, Merrick, Miller, Morehead, Porter, Rives, Sevier, Simmons, Smith, of Connecticut, Smith, of Indiana, Sprague, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

On motion by Mr. Sevier, to amend the bill, by filling the said blank with "seventy-seven thousand,"

It was determined in the negative, { Yeas, ... 12, Nays, ... 34.

On motion by Mr. Sevier,

The yeas and nays being desired by one-fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bayard, Calhoun, Clayton, Evans, Fulton, Mangum, Preston, Sevier, Sturgeon, Tallmadge, White.

Those who voted in the negative, are,

Messrs. Allen, Barrow, Bates, Benton, Berrien, Buchanan, Choate, Conrad, Crafts, Crittenden, Cuthbert, Graham, Henderson, Huntington, Kerr, King, Linn, McRoberts, Merrick, Miller, Morehead, Porter, Rives, Simmons, Smith, of Connecticut, Smith, of Indiana, Sprague, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

On motion by Mr. White, to amend the bill, by filling the said blank with "seventy-six thousand,"

It was determined in the negative.

On motion by Mr. Bagby, to amend the bill, by filling the said blank with "seventy-five thousand,"

It was determined in the negative, { Yeas, ... 16, Nays, ... 30.

On motion by Mr. Calhoun,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bayard, Berrien, Calhoun, Clayton, Conrad, Evans, Fulton, Graham, King, Mangum, Preston, Sevier, Sturgeon, Tallmadge, White.

Those who voted in the negative, are,

Messrs. Allen, Barrow, Bates, Benton, Buchanan, Choate, Crafts, Crittenden, Cuthbert, Henderson, Huntington, Kerr, Linn, McRoberts, Merrick, Miller, Morehead, Porter, Rives, Simmons, Smith, of Connecticut, Smith, of Indiana, Sprague, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

On motion by Mr. Bayard, to amend the bill, by filling the blank with "seventy-four thousand six hundred and seven,"

It was determined in the negative, { Yeas, ... 21, Nays, ... 24.

On motion by Mr. Preston,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bayard, Berrien, Buchanan, Calhoun, Clayton, Conrad, Evans, Fulton, Graham, King, Linn, McRoberts, Mangum, Merrick, Preston, Rives, Sevier, Sturgeon, Tallmadge, White.

Those who voted in the negative, are,

Messrs. Allen, Barrow, Bates, Benton, Choate, Crafts, Crittenden, Henderson, Huntington, Kerr, Miller, Morehead, Porter, Simmons, Smith, of Connecticut, Smith, of Indiana, Sprague, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

On motion by Mr. Fulton, to amend the bill, by filling the said blank with "seventy-four thousand three hundred and ninety one,"

It was determined in the negative, { Yeas, ... 22, Nays, ... 23.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bayard, Berrien, Buchanan, Calhoun, Clayton, Evans, Fulton, Graham, Henderson, King, Linn, McRoberts, Mangum, Merrick, Preston, Rives, Sevier, Sturgeon, Tallmadge, Walker, White.

Those who voted in the negative, are,

Messrs. Allen, Barrow, Bates, Benton, Choate, Conrad, Crafts, Crittenden, Huntington, Kerr, Miller, Morehead, Porter, Simmons, Smith, of Connecticut, Smith, of Indiana, Sprague, Tappan, Wilcox, Williams, Woodbury, Wright, Young.

On motion by Mr. Merrick, to amend the bill, by filling the said blank with "seventy-two thousand three hundred and fifty-four,"

It was determined in the negative, { Yeas, ... 22, / Nays, ... 24.

On motion by Mr. Merrick,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bayard, Berrien, Buchanan, Calhoun, Clayton, Crafts, Cuthbert, Evans, Fulton, Graham, Henderson, King, McRoberts, Mangum, Merrick, Preston, Rives, Sevier, Tallmadge, Walker, White.

Those who voted in the negative, are,

Messrs. Allen, Barrow, Bates, Benton, Choate, Conrad, Crittenden, Huntington, Kerr, Linn, Miller, Morehead, Porter, Simmons, Smith, of Connecticut, Smith, of Indiana, Sprague, Sturgeon, Tappan, Wilcox, Williams, Woodbury, Wright, Young.

On motion by Mr. Barrow, to amend the bill, by filling the said blank with "seventy-one thousand two hundred and fifty-seven,"

It was determined in the affirmative, { Yeas, ... 25, / Nays, . . . r . . . 21.

On motion by Mr. Barrow,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bayard, Berrien, Buchanan, Calhoun, Clayton, Conrad, Crafts, Cuthbert, Evans, Fulton, Graham, Henderson, Linn, McRoberts, Mangum, Merrick, Preston, Rives, Sevier, Sturgeon, Tallmadge, Walker, White.

Those who voted in the negative, are,

Messrs. Allen, Bates, Benton, Choate, Crittenden, Huntington, Kerr, King, Miller, Morehead, Porter, Simmons, Smith, of Connecticut, Smith, of Indiana, Sprague, Tappan, Wilcox, Williams, Woodbury, Wright, Young.

On motion by Mr. Walker, to reconsider the lastmentioned vote,

It was determined in the affirmative.

On motion by Mr. Crittenden,

That the bill lie on the table,

It was determined in the affirmative, { Yeas, ... 24, / Nays, ... 22.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bates, Benton, Choate, Clayton, Crafts, Crittenden, Cuthbert, Evans, Huntington, Kerr, Linn, Miller, Morehead, Porter, Rives, Simmons, Smith, of Connecticut, Sprague, Sturgeon, Tallmadge, White, Wright, Young.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Barrow, Bayard, Berrien, Buchanan, Calhoun, Conrad, Fulton, Graham, Henderson, King, McRoberts, Mangum, Merrick, Preston, Sevier, Smith, of Indiana, Walker, Wilcox, Williams, Woodbury.

So it was

Ordered, That the bill lie on the table.

On motion by Mr. Kerr, that when the Senate adjourn it be to Monday next,

It was determined in the affirmative, { Yeas, ... 27, / Nays, ... 17.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Benton, Berrien, Choate, Clayton, Conrad, Crittenden, Evans, Fulton, Graham, Kerr, Linn, Mangum, Merrick, Miller, Morehead, Porter, Rives, Simmons, Sprague, Tallmadge, Tappan, Walker, White.

Those who voted in the negative, are,

Messrs. Allen, Buchanan, Calhoun, Crafts, Cuthbert, Henderson, Huntington, King, McRoberts, Preston, Sevier, Smith, of Connecticut, Smith, of Indiana, Wilcox, Williams, Woodbury, Young.

After the consideration of Executive business,

The Senate adjourned.

MONDAY, May 30, 1842.

Mr. Porter presented the petition of citizens of St. Clair, Macomb, and Wayne counties, in the State of Michigan, praying the imposition of a duty on imported manufactured lumber, sufficient to protect the domestic article from foreign competition; which was referred to the Committee on Manufactures.

Mr. Crafts presented the petition of farmers and wool-growers, in the State of Vermont, praying an increase of the duties on foreign wool; which was referred to the Committee on Manufactures.

Mr. Benton presented the memorial of citizens of Lamoille county, Vermont, praying a repeal of the bankrupt act.

Ordered, That it lie on the table.

Mr. McRoberts presented the petition of citizens of the State of Illinois, praying the adoption of measures for placing the country in a posture of defence, a reduction of the expenses of the Government, an adjustment of the tariff to the wants of the Treasury, and the settlement of the Oregon Territory; which was referred to the Committee on Retrenchment.

On motion by Mr. Henderson,

Ordered, That the memorial of William Dowsing, on the files of the Senate, be referred to the Committee on Public Lands.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the following bills of the Senate:

S. 94. An act for the relief of the Plumb Island Bridge and Turnpike Company;

S. 103. An act for the relief of Caleb Eddy;

S. 117. An act for the relief of James Kiser and Barnett Foley, of Missouri.

The House of Representatives have also passed the following bills:

H. R. 120. An act for the relief of the legal representatives of William T. Smith;

H. R. 123. An act to confirm the heirs and legal representatives of John Brown, deceased, in their title to a tract of land;

H. R. 126. An act for the relief of John Pratt, or his legal representatives;

H. R. 436. An act to relinquish to William Waller the interest of the United States in a certain tract of land therein named;

H. R. 203. An act for the relief of Jabez L. and Asa White, of the State of Connecticut;

H. R. 211. An act for the relief of the heirs and representatives of Thomas Atkinson, deceased;

H. R. 216. An act for the relief of Henry J. Defrees and Stephen Jenny;

H. R. 217. An act for the relief of David Allspach;

H. R. 236. An act for the relief of John Randall and Charles York;

H. R. 238. An act for the relief of James Morrow and Jonathan Tipton;

H. R. 220. An act for the relief of Dennis Dygert;

H. R. 221. An act for the relief of Jacob Jackson;

H. R. 222. An act for the relief of Jehosaphat Briggs;

H. R. 223. An act for the relief of Edwin H. Childers, administrator of John P. Hickman;

H. R. 224. An act for the relief of Charles H. Atherton;

H. R. 225. An act for the relief of David M. Hughes, Charles Shipman, and John Henderson;

H. R. 226. An act for the relief of John King; in which they request the concurrence of the Senate.

The bills from the House of Representatives were severally read the first and second times, by unanimous consent.

Ordered, That bills numbered 223, 224, 225, and 226 be referred to the Committee of Claims; that bills numbered 220, 221, and 222, be referred to the Committee on Pensions; that bills numbered 211, 216, 217, 236, 238, be referred to the Committee on the Judiciary; that bills numbered 120, 123, 126, 436, be referred to the Committee on Private Land Claims; and that bill numbered 203 be referred to the Committee on the Post Office and Post Roads.

Mr. Evans submitted the following resolution for consideration:

Resolved, That, until the further order of the Senate, the same number of messengers, laborers, and pages, as are now employed in the service of the Senate and office of the Secretary, be continued at the rates of daily compensation, respectively, now allowed to them; and that the clerk to the presiding officer during the session, be also continued at the same rate as is now allowed.

Mr. Archer, from the select committee appointed the 26th instant, in relation to the employment of a corps of reporters for the Senate, reported the following resolution; which was read, and ordered to be printed:

Resolved, That the Secretary of the Senate be, and he is hereby, authorized and directed to employ a corps of reporters not exceeding five in number, for the residue of the present session, and at the commencement of each succeeding session of Congress, to report the proceedings and substance of the debates of the Senate, who shall be sworn or affirmed, faithfully to discharge the duties of their office, and shall be allowed a compensation, to be paid out of the fund for contingent expenses, not exceeding sixty dollars per week for the principal reporter, and fifty dollars per week for each of the others. The business of reporting shall be so conducted, that the entire report of the proceedings and debates of each day shall, within three hours after the adjournment, be placed in the hands of the printer. The publication of the report shall be committed to the publishers of such one of the daily papers as will engage, free from all charge, first, to publish the entire report in their daily paper; secondly, to furnish proof-slips thereof to any other paper in the District of Columbia; and thirdly, to furnish two copies of the report for the use of each member of the Senate, by nine o'clock on the ensuing morning.

Resolved, That a seat on the floor of the Senate shall be assigned to the reporter actually on duty, by the President of the Senate.

Mr. Porter reported, from the committee, that they had examined and found duly enrolled the bill (H. R. 411) to authorize the collector of the district of Fairfield to reside in either of the towns of Fairfield or Bridgeport.

On motion by Mr. Graham,

Ordered, That the Committee of Claims be discharged from the further consideration of the petition of Farrow & Harris, and that it be referred to the Committee on the Judiciary.

The Senate resumed, as in Committee of the Whole, the bill (H. R. 73) for the apportionment of Representatives among the several States, according to the Sixth Census.

The motion, by Mr. Barrow, to fill the blank in the first section with "seventy-one thousand two hundred and fifty-seven," having been withdrawn,

A motion was made by Mr. Young to reconsider the vote on the motion by Mr. Bayard to fill the said blank with "seventy-four thousand six hundred and seven;" and

It was determined in the negative, { Yeas, ... 20, / Nays, ... 26.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bagby, Bayard, Berrien, Buchanan, Calhoun, Clayton, Evans, Fulton, Henderson, King, McRoberts, Mangum, Preston, Rives, Sevier, Sturgeon, Walker, White, Young.

Those who voted in the negative, are,

Messrs. Allen, Barrow, Bates, Benton, Choate, Conrad, Crafts, Crittenden, Graham, Huntington, Kerr, Linn, Merrick, Miller, Morehead, Porter, Simmons, Smith, of Connecticut, Smith, of Indiana, Sprague, Tallmadge, Tappan, Wilcox, Williams, Woodbury, Wright.

On motion by Mr. Barrow,

To amend the bill by filling the blank with "seventy-thousand six hundred and eighty;" the number proposed by Mr. Buchanan the 26th instant;

It was determined in the affirmative, { Yeas, ... 23, / Nays, ... 18.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bagby, Barrow, Bayard, Berrien, Buchanan, Calhoun, Clayton, Conrad, Crafts, Cuthbert, Evans, Fulton, Graham, Henderson, Linn, McRoberts, Mangum, Merrick, Porter, Preston, Rives, Sevier, Sturgeon, Tallmadge, Walker, White, Williams.

Those who voted in the negative, are,

Messrs. Allen, Bates, Benton, Choate, Crittenden, Huntington, Kerr, King, Morehead, Simmons, Smith, of Connecticut, Smith, of Indiana, Sprague, Tappan, Wilcox, Woodbury, Wright, Young.

On motion by Mr. Huntington,

Ordered, That the bill lie on the table.

After the consideration of Executive business,

The Senate adjourned.

TUESDAY, MAY 31, 1842.

The honorable Samuel L. Southard, President pro tempore, being absent, and a communication addressed by him to the Senate resigning the appointment of President pro tempore, having been read by the Secretary,

The Senate proceeded to the election of a President pro tempore, as the constitution provides; and the honorable Willie P. Mangum was duly elected.

Mr. Linn submitted the following resolutions; which were considered, by unanimous consent, and agreed to:

Resolved, That the thanks of the Senate be presented to the honorable Samuel L. Southard for the ability and courtesy with which he has discharged the duties of President pro tempore of the Senate.

Resolved, That the Senate regret the indisposition of the honorable Samuel L. Southard, which has occasioned his resignation.

On motion by Mr. King,

Ordered, That the Secretary wait on the President of the United States, and notify him of the election of the honorable Willie P. Mangum as President of the Senate pro tempore.

Ordered, That the Secretary notify the House of Representatives of this election.

The President pro tempore signed the following enrolled bills and resolution:

S. 71. An act regulating commercial intercourse with the port of Cayenne, in the colony of French Guiana, and to remit certain duties;

H. R. 178. An act granting a pension to Benjamin Franklin;

H. R. 113. An act to amend the act of the 10th of March, 1838, entitled "An act to change the time of holding the circuit and district courts in the district of Ohio;"

S. 9. Resolution to authorize the extension of the contract for carrying the mail on the route between Mobile and New Orleans; and they were delivered to the committee, to be presented to the President of the United States.

Mr. Bayard presented the memorial of farmers, traders, mechanics, and others, of Newcastle county, Delaware, praying an increase of the duties on foreign importations for the protection of domestic manufactures; which was referred to the Committee on Manufactures.

Mr. Miller presented two memorials from citizens of Sussex county, New Jersey, praying that discriminating duties may be laid on all articles of foreign product that may come in competition with similar articles of domestic manufacture; which was referred to the Committee on Manufactures.

Mr. Huntington presented the memorial of Jonathan Coit and others, citizens of New London, Connecticut, remonstrating against the establishment of a port of entry at Stonington, in that State; which was referred to the Committee on Commerce.

Mr. King presented the petition of citizens of Fairfield and its vicinity, in the State of Alabama, praying the establishment of a mail-route from Fairfield, Alabama, to Macon, Mississippi; which was referred to the Committee on the Post Office and Post Roads.

Mr. Williams reported from the committee that they had this day presented to the President of the United States the three enrolled bills (H. R. 113, 178, S. 71), and the enrolled resolution (S. 9), this day signed by the President pro tempore; and that they had examined and found duly enrolled the following bills:

S. 94. An act for the relief of the Plumb Island Bridge and Turnpike Company;

S. 103. An act for the relief of Caleb Eddy;

S. 117. An act for the relief of James Kiser and Barnett Foley, of Missouri.

Mr. Henderson, from the Committee on Private Land Claims, to whom was referred the bill (H. R. 125) for the relief of George Mayfield, reported it without amendment.

Mr. Huntington, from the Committee on Commerce, to whom was referred the bill (H. R. 229) entitled, "An act to extend the collection district of Wiscasset," reported it without amendment.

Mr. Linn, from the Committee on Private Land Claims, to whom was referred the bill (S. 96) to authorize the issuing of a patent to the heirs or legal representatives of Francis Rivard, deceased, submitted a report on the subject; which was ordered to be printed.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred the petition of the legal representatives of Richard Harris and Nimrod Farrow, reported,

"That the committee be discharged from the further consideration of the subject."

The report was concurred in.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 119) for the relief of Elizabeth Pearce and Mary M. Telfair, daughters and heirs of Israel Telfair, together with the amendment reported thereto; and the amendment being rejected, and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (H. R. 73) for the apportionment of Representatives among the several States, according to the Sixth Census, together with the amendments reported thereto; and, after debate,

On motion by Mr. Sevier,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution submitted yesterday by Mr. Evans, in relation to the employment and compensation of messengers, laborers, and pages; which, having been amended, was agreed to as follows:

Resolved, That, until the further order of the Senate, the same number of messengers, laborers, and pages, as are now employed in the service of the Senate and office of the Secretary, be continued at the rates of daily compensation, respectively, now allowed to them; and that the clerk to the presiding officer of the Senate be paid to this date, and that such clerk be discontinued for the future.

On motion,

The Senate adjourned.

WEDNESDAY, JUNE 1, 1842.

The President pro tempore laid before the Senate a report of the Secretary of the Treasury, made agreeably to law, showing the names and compensations of the clerks in the several offices of the Treasury Department during the year 1841; which was read.

On motion by Mr. Evans, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

The President pro tempore laid before the Senate a memorial and petition of Amos Kendall, praying to be indemnified against a judgment at the suit of William B. Stokes and others, for acts performed in the discharge of his official duty as Postmaster General, the reimbursement of expenses incurred in the defence of the suit, and compensation for the loss of time and other inconveniences to which he has been subjected; which was read, and referred to the Committee on the Judiciary.

Mr. Allen presented the petition of Peter Palmer and others, praying that the port of entry for the district of Miami, in Ohio, may be changed from Maumee, its present location, to the city of Toledo; which was referred to the Committee on Commerce.

Mr. Graham presented the petition of Mary S. Massie, executrix, and Robert Miller, executor, of John W. Massie, deceased, praying that provision may be made for the payment of their claim for hardware purchased by Farrow & Harris, late contractors for the construction of a United States fort; which was referred to the Committee of Claims.

Mr. Young presented resolutions adopted at a meeting of citizens of Morgan county, Illinois, in relation to raising the revenues and curtailing the expenditures of the Government; which were referred to the Committee on Retrenchment.

On motion by Mr. Allen,

Ordered, That the documents on the files of the Senate in relation to the claim of David Robb, be referred to the Committee on Indian Affairs.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

I herewith transmit a report from the Commissioner of the General Land Office, and the documents accompanying the same, from No. 1 to No. 7, in relation to the conduct of N. P. Taylor, present register and former clerk in the land office at St. Louis, in compliance with your resolution of the 9th May.

JOHN TYLER.

WASHINGTON, *June* 1, 1842.

The message was read.

On motion by Mr. Benton,

That it be printed, with the accompanying documents;

Ordered, That the motion be referred to the Committee on Printing.

Mr. Berrien, from the Committee on the Judiciary, to whom were referred the following bills:

H. R. 216. An act for the relief of Henry J Devees and Stephen Jenny;

H. R. 236. An act for the relief of John Randall and Charles York;

H. R. 238. An act for the relief of James Morrow and Jonathan Tipton; reported them, severally, without amendment.

Mr. Clayton, from the Committee on the Judiciary, to whom was referred the bill (H. R. 217) for the relief of David Allspach, reported it without amendment, and that it ought not to pass.

Mr. Merrick, from the Committee on Military Affairs, to whom was referred the petition of Henry McKavett, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Mr. Huntington, from the Committee on Commerce, to whom was referred the memorial of Barclay & Livingston, reported a bill (S. 268) to authorize the issuing of a register for the brig Gulnare; which was read the first and second times, by unanimous consent, and considered, as in Committee of the Whole; and, no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

Agreeably to notice, Mr. Bagby asked and obtained leave to bring in a bill (S. 269) to explain and amend an act entitled "An act providing for the payment of horses and other property lost or destroyed in the military service of the United States," approved the 18th January, 1837; which was read the first and second times, by unanimous consent, and referred to the Committee on Military Affairs.

Agreeably to notice, Mr. Henderson asked and obtained leave to bring in a resolution (S. 13) for the benefit of Gordon D. Boyd; which was read the first and second times, by unanimous consent, and referred to the Committee on Finance.

The Senate proceeded to consider the resolution reported by the select committee on the 30th instant for the employment of a corps of reporters for the Senate; and, having been amended on the motion of Mr. Bayard,

On motion by Mr. Smith, of Indiana,

That the resolution lie on the table,

It was determined in the affirmative, { Yeas, ... 30, Nays, ... 10.

On motion by Mr. Smith, of Indiana,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Barrow, Bates, Benton, Buchanan, Calhoun, Clayton, Crafts, Cuthbert, Fulton, Graham, Huntington, King, McRoberts, Miller, Morehead, Sevier, Smith, of Connecticut, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, Tappan, White, Wilcox, Woodbridge, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Bayard, Berrien, Crittenden, Evans, Henderson, Linn, Mangum, Preston, Rives.

So, it was

Ordered, That it lie on the table.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 434) to amend an act entitled, "An act to carry into effect in the States of Alabama and Mississippi the existing compacts with those States with regard to the five per cent. fund and the school reservations;" in which they request the concurrence of the Senate.

The Speaker of the House of Representatives having signed four en-

rolled bills, (S. 94, 103, 117, H. R. 411), I am directed to bring them to the Senate for the signature of their President.

The bill from the House of Representatives (H. R. 434) was read the first and second times, by unanimous consent, and referred to the Committee on Public Lands.

The President pro tempore signed the four enrolled bills (S. 94, 103, 117, H. R. 411) last reported to have been examined, and they were delivered to the committee to be presented to the President of the United States.

A message from the President of the United States, by Mr. Tyler, his Secretary:

Mr. President: The President of the United States this day approved and signed "An act regulating the commercial intercourse with the port of Cayenne, in the colony in French Guiana, and to remit certain duties;" also, a resolution to authorize the extension of the contract for carrying the mail on the route between Mobile and New Orleans.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in Committee of the Whole, the bill (H. R. 73) for the apportionment of Representatives among the several States according to the Sixth Census, together with the amendments reported thereto.

On the question to agree to the following amendment: Sec. 2, line 2, after "Representative," strike out the following words: "the number to which each State shall be entitled under this apportionment shall be elected by districts, composed of contiguous territory, equal in number to the number of Representatives to which said State may be entitled; no one district electing more than one Representative;" and, in lieu thereof, insert: "*and the election in such State shall, under the laws thereof, be made by districts, such districts shall be composed of contiguous territory, and each district shall contain a representative population equal to the number which, by the existing ratio, shall be required for one member, as nearly as may be, and no one district shall elect more than one member;*"

It was determined in the negative, { Yeas, ... 4. / Nays, ... 40.

On motion by Mr. Merrick,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Berrien, Buchanan, Linn, Wright.

Those who voted in the negative, are,

Messrs. Archer, Bagby, Barrow, Bates, Bayard, Benton, Calhoun, Clayton, Conrad, Crafts, Crittenden, Cuthbert, Evans, Fulton, Graham, Huntington, Kerr, King, McRoberts, Mangum, Merrick, Miller, Morehead, Porter, Preston, Rives, Sevier, Simmons, Smith, of Connecticut, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, Tappan, Walker, White, Wilcox, Woodbridge, Woodbury, Young.

A further amendment being proposed by Mr. Wright,

On motion,

The Senate adjourned.

THURSDAY, JUNE 2, 1842.

Mr. Miller presented a memorial of citizens of the county of Sussex, in the State of New Jersey, praying that duties on foreign importations, ade-

quate to the wants of the Government, may be so laid as to protect the interests of agriculture and manufactures; which was referred to the Committee on Manufactures.

Mr. Young, from the Committee on Commerce, moved that the document relating to the completion of the Cumberland road, in the State of Illinois, referred to that committee the 4th of February, be printed; and the motion was agreed to.

Mr. Young, from the Committee on Roads and Canals, to whom was referred the memorial of the corporation of the city of Washington, in relation to the surrender, to the State of Maryland, of the stock held by the United States in the Chesapeake and Ohio Canal Company, submitted a report, accompanied by a resolution (S. 14) directing the transfer of the stock held by the United States in the Chesapeake and Ohio Canal Company, to the State of Maryland, and to the cities of Washington, Georgetown, and Alexandria, on certain conditions.

The resolution was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Walker, from the Committee on Public Lands, to whom was referred the bill (H. R. 434) to amend an act entitled, "An act to carry into effect, in the States of Alabama and Mississippi, the existing compacts with those States with regard to the five per cent. fund and the school reservations, reported it without amendment.

On motion by Mr. Walker,

The said bill was considered as in Committee of the Whole; and,

On motion by Mr. King,

Ordered, That it lie on the table.

Mr. Benton, from the Committee on Military Affairs, to whom was referred the bill (S. 257) to provide for the armed occupation and settlement of the unsettled part of the peninsula of East Florida, reported it without amendment.

On motion by Mr. Bagby,

The Senate resumed the consideration of the report of the Committee on Commerce, made the 22d March, on the petition of David Jones; and

Ordered, That the Committee on Commerce be discharged from the further consideration of the petition, and that it be referred to a select committee consisting of three members, to be appointed by the President pro tempore; and

Mr. Bagby, Mr. Smith, of Indiana, and Mr. Merrick, were appointed the committee.

The bill (S. 268) to authorize the issuing of a register for the brig Gulnare, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That this bill pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Williams reported, from the committee, that they had examined and found duly enrolled the bill (H. R. 119) entitled, "An act for the relief of Elizabeth Pearce and Mary M. Telfair, daughters and heirs of Israel Pearce.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the following bills:

H. R. 232. An act to extend the jurisdiction of the corporation of Georgetown;

H. R. 234. An act to amend the laws relating to the penitentiary in the District of Columbia;

H. R. 235. An act to incorporate the German Benevolent Society of the city of Washington;

H. R. 384. An act to incorporate a society in the District of Columbia, by the name of the National Institution for the Promotion of Science;

H. R. 423. An act in relation to marriages within the District of Columbia;

H. R. 470. An act to suppress the vending of lottery tickets in the District of Columbia; in which bills they request the concurrence of the Senate.

The said bills from the House of Representatives were severally read the first and second times, by unanimous consent.

Ordered, That they be referred to the Committee on the District of Columbia.

On motion by Mr. Merrick,

Ordered, That a member be added to the Committee on Printing, in the place of the Hon. Willie P. Mangum; and

Mr. Crafts was appointed.

Mr. Merrick, from the Committee on Printing, reported in favor of printing the message of the President of the United States, of the 1st instant, in relation to the conduct of N. P. Taylor; and

Ordered, That it be printed.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (H. R. 73) for the apportionment of Representatives among the several States, according to the Sixth Census; and,

After debate,

On motion by Mr. Sevier,

The Senate adjourned.

FRIDAY, JUNE 3, 1842.

On motion by Mr. Archer,

Ordered, That a member be added to the Committee on Naval Affairs, to fill the vacancy occasioned by the election of the Hon. Willie P. Mangum as president pro tempore; and that the president pro tempore designate the chairman; and

Mr. Archer was appointed the chairman of the committee, and Mr. Barrow to fill the vacancy.

Mr. Woodbury submitted the following resolution for consideration:

Resolved, That the Secretary of the Treasury be directed to inform the Senate how much money has been borrowed since the statement, in his last annual report on the finances, with the rates of interest and discount on each sum, and the length of time for which the different sums are borrowed.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the bill from the Senate (S. 133) to incorporate Washington's Manual Labor School and Male Orphan Society of the District of Columbia.

They have passed bills entitled—

H. R. 468. "An act to establish a police for the protection of public and private property in the city of Washington, and for other purposes;"

H. R. 469. "An act to provide for erecting and lighting lamps in Washington:" in which they request the concurrence of the Senate.

The President of the United States approved, the first instant, the following acts:

H. R. 113. An act to amend the act of the 10th of March, 1838, entitled, "An act to change the time of holding the circuit and district court in the district of Ohio;"

H. R. 178. An act granting a pension to Benjamin Franklin.

The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate, for the signature of their President:

The President pro tempore signed the enrolled bill (H. R. 119) last reported to have been examined; and it was delivered to the committee to be presented to the President of the United States.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (H. R. 73) for the apportionment of Representatives among the several States, according to the Sixth Census; and, after debate,

On motion by Mr. Morehead,

The Senate adjourned.

SATURDAY, JUNE 4, 1842.

Mr. Porter presented the petition of citizens of the State of Michigan, praying the establishment of a mail-route from Grand Rapids to Middleville, in said State; which was referred to the Committee on the Post Office and Post Roads.

Mr. Tallmadge presented a memorial of citizens of New York, praying an increase of the duties on foreign imports; which was referred to the Committee on Manufactures.

On motion by Mr. Smith, of Indiana,

Ordered, That the memorial of citizens of the Territory of Iowa, on the files of the Senate, in favor of extending the right of pre-emption to settlers on the "Dubuque claim," be referred to the Committee on Public Lands.

Mr. Linn submitted the following resolution for consideration:

Resolved, That the Secretary of the Treasury be directed to collect from authentic sources all the information attainable, in time to be communicated to the Senate during the second week of the next session of Congress, showing:

1. The progress in the cultivation and manufacture of hemp in the several States and Territories of the United States, and in foreign countries or colonies.

2. The quantities of the raw material as prepared for manufacture, and the quantity, value, and description, of the manufactures thereof in the several States and Territories of the United States, and in foreign countries, produced within the year 1840.

3. The quantity and value of hem, and the manufactures thereof, with their description, imported into and exported from the United States within the last two years; the countries from which imported and to which exported.

4. The quantity, description, and value, of hemp and manufactures thereof annually required or used in the navy of the United States, and what proportion of each kind is of foreign or of domestic produce or manufacture, and whether any comparison has been instituted to test the quality or strength of the domestic and foreign article, with the result thereof.

Resolved, That the Secretary be requested to communicate, at the same time, such general information as he may be able to collect in relation to the soil and climate most congenial to the growth of hemp, and the comparative strength between water and dew rotted; the most approved method of preparing it from a crude state to that suitable for different descriptions of manufacture, and such other information relating to the culture, preparation, and manufacture, of this article, and such views as he may deem useful to present for the encouragement and incidental protection of this important and growing interest.

The following bills from the House of Representatives were severally read the first and second times, by unanimous consent:

H. R. 468. An act to establish a police for the protection of private and public property in the city of Washington, and for other purposes;

H. R. 469. An act to provide for erecting and lighting lamps in Washington.

Ordered, That they be referred to the Committee on the District of Columbia.

Mr. Conrad, from the Committee on Public Lands, to whom was referred the memorial of municipality No. 1, of the city of New Orleans, reported a bill (S. 270) to authorize the adjustment of the claim of the municipality No. 1, of the city of New Orleans, to certain lands within said municipality, and now in the occupation of the United States; which was read, and passed to the second reading.

Mr. Evans, from the Committee on Finance, to whom was referred the memorial of William H. Robertson, Samuel H. Garrow, and J. W. Simonton, reported a bill (S. 271) for their relief; which was read, and passed to the second reading.

Mr. Williams, from the Committee on Naval Affairs, to whom was referred the memorial of the executors of Henry Eckford, deceased, submitted a report, accompanied by a bill (S. 272) for the relief of the legal representatives of Henry Eckford, deceased; which was read, and passed to the second reading.

Mr. Henderson, from the Committee on Private Land Claims, to whom were referred the following bills:

H. R. 123. An act to confirm the heirs and legal representatives of John Brown, deceased, in their title to a tract of land;

H. R. 126. An act for the relief of John Pratt, or his legal representative; reported them, severally, without amendment.

Mr. Preston, from the Committee on the Library, to whom was referred the bill (S. 256) to provide for publishing an account of the discoveries made by the exploring expedition, under the command of Lieutenant Wilkes, of the United States navy, reported it without amendment.

Mr. Bayard, from the Committee on the District of Columbia, to whom the following bills were referred:

H. R. 234. An act to amend the laws relating to the penitentiary in the District of Columbia;

H. R. 235. An act to incorporate the German Benevolent Society of the city of Washington;

H. R. 423. An act in relation to marriages within the District of Columbia;

H. R. 468. An act to establish a police for the protection of public and private property in the city of Washington, and for other purposes; reported them, severally, without amendment.

Mr. Bayard, from the Committee on the District of Columbia, to whom *the following bills* were referred:

H. R. 232. An act to extend the jurisdiction of the corporation of Georgetown;

H. R. 384. An act to incorporate a society in the District of Columbia by the name of the National Institution for the promotion of science;

H. R. 469. An act to provide for erecting and lighting lamps in Washington; reported them, severally, with amendments.

The Senate resumed, as in Committee of the Whole, the bill (H. R. 434) to amend an act entitled, "An act to carry into effect, in the States of Alabama and Mississippi, the existing compacts with those States with regard to the five per cent. fund, and the school reservations; and, no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (H. R. 73) for the apportionment of Representatives among the several States according to the Sixth Census; and, after debate,

On motion by Mr. White,

That the Senate adjourn:

It was determined in the negative, { Yeas, ... 20, / Nays, ... 21.

On motion,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bates, Berrien, Clayton, Conrad, Evans, Graham, Kerr, Linn, Mangum, Miller, Morehead, Porter, Preston, Smith, of Indiana, Sprague, Tallmadge, Tappan, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bayard, Benton, Buchanan, Calhoun, Crafts, Cuthbert, Fulton, Henderson, King, McRoberts, Merrick, Rives, Smith, of Connecticut, Sturgeon, Walker, Wilcox, Williams, Woodbury, Wright, Young.

After further debate,

On motion by Mr. Preston,

The Senate adjourned.

MONDAY, June 6, 1842.

Mr. Bates presented a memorial of citizens of New Bedford, Masachusetts, remonstrating against the reduction of the appropriations for the navy below the estimates from the Department for that service; which was ordered to lie on the table.

Mr. Evans presented two memorials of citizens of Portland, in the State of Maine, remonstrating against the reduction of the appropriations for the navy below the estimates of the Department for that service; which were ordered to lie on the table.

Mr. Phelps presented a memorial adopted at a meeting of citizens of Chittenden county, in the State of Vermont, praying an increase of the duties on imported wool; which was referred to the Committee on Manufactures.

On motion by Mr. Phelps, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Buchanan presented the memorial of citizens of the State of Pennsylvania, praying an increase of the duties on foreign imports for the protection of domestic manufactures and industry; which was referred to the Committee on Manufactures.

Mr. Conrad presented a memorial from Hyde & Goodrich, and others, importers of and dealers in watches, jewelry, and precious stones, praying a reduction of the duties on articles of small bulk and great value, as a means of preventing their illicit importation; which was referred to the Committee on Manufactures.

Mr. Williams, from the Committee on Naval Affairs, to whom was referred the petition of Addison Searle, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition be not granted.

Mr. Williams, from the Committee on Naval Affairs, to whom was referred a memorial of the widow of John R. Shaw, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition be not granted.

The Senate resumed the consideration of the resolution submitted by Mr. Woodbury the 5th of May, "that, until otherwise ordered, the daily hour of meeting of the Senate be 11 o'clock, A. M.;" and the resolution was agreed to.

A message from the President of the United States, by Mr. Tyler, his Secretary:

Mr. President: The President of the United States approved and signed, the 4th instant, "An act for the relief of the Plumb Island Bridge and Turnpike Company;" "An act for the relief of Caleb Eddy;" and "An act for the relief of James Kiser and Barnett Foley, of Missouri."

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (H. R. 73) for the apportionment of Representatives among the several States according to the Sixth Census.

On motion by Mr. Barrow,

Ordered, That it lie on the table.

On motion by Mr. Barrow,

To reconsider the vote on the resolution to change the hour for the daily meeting of the Senate;

On motion by Mr. Sevier,

The Senate adjourned.

TUESDAY, June 7, 1842.

Mr. Choate presented a memorial of citizens of Boston, Massachusetts, remonstrating against a reduction in the estimated appropriations for the navy; which was ordered to lie on the table.

Mr. Choate presented the memorial of citizens of Boston, Massachusetts, praying that importers may be allowed a credit in the payment of duties, or the privilege of depositing their merchandise in public stores to avoid losses incident to cash payments; which was referred to the Committee on Manufactures.

Mr. Buchanan presented a memorial of citizens of Philadelphia, engaged in the manufacture of cigars, praying an increase of the duties on imported cigars, for the protection of the domestic manufacture; which was referred to the Committee on Manufactures.

Mr. Woodbridge presented the petition of Elijah Sanborn, a soldier in the revolutionary war, praying a pension; which was referred to the Committee on Pensions.

Mr. Woodbridge presented the memorial of the common council of Monroe, in the State of Michigan, praying an appropriation for completing the improvement of the harbor in the river Raisin; which was referred to the Committee on Commerce.

Mr. Sturgeon presented a preamble and resolutions passed by the General Assembly of the State of Pennsylvania, instructing the Senators and requesting the Representatives of that State in Congress, to use their exertions to obtain an appropriation for improving the navigation of the Ohio river; and to oppose the construction of a bridge across the same; which were referred to the Committee on Commerce.

Mr. Preston presented the petition of Samuel Walker and Francis G. Beatty, praying compensation for injuries sustained by them in consequence of the falling of a scaffold while engaged in work on the Treasury Building at Washington; which was referred to the Committee on Public Buildings.

On motion by Mr. Woodbury,

Ordered, That Gershom Morse have leave to withdraw his petition and papers on the files of the Senate.

On motion by Mr. Evans,

Ordered, That a member be appointed on the Committee on Finance, in the place of Mr. Mangum; and,

Mr. Graham was appointed.

Mr. Allen, from the Committee on Pensions, to whom was referred the bill (H. R. 194) for the relief of George Mayfield, reported it without amendment.

Mr. Sevier, from the Committee on Pensions, to whom was referred the bill (H. R. 190) for the relief of Daniel Chase, reported it without amendment.

Mr. Miller, from the Committee on the Post Office and Post Roads, to whom was referred the bill (H. R. 203) for the relief of Jabez L. and Asa White, of the State of Connecticut, reported it without amendment.

Mr. Sevier, from the Committee on Pensions, to whom was referred the petition of the heirs of Phebe Root, submitted a report, accompanied by a resolution,

"That the prayer of the petitioners ought not to be granted."

Ordered, That the report be printed.

Agreeably to notice, Mr. Bagby asked and obtained leave to bring in a bill (S. 273) to regulate appeals and writs of error from the district court of the United States for the northern district of Alabama; which was read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

Mr. Conrad, agreeably to notice, asked and obtained leave to bring in a bill (S. 274) for the relief of William Dubuys, which was read the first and second times, by unanimous consent, and referred to the Committee on the Post Office and Post Roads.

The bill (H. R. 434) to amend an act entitled, "An act to carry into effect, in the States of Alabama and Mississippi, the existing compacts with those States, with regard to the five per cent. fund and the school reservations, was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the

bill (S. 183) to authorize the Secretary of War to adjust and pay to Benjamin Murphy, of Arkansas, the value of his corn, cattle, and hogs, taken by the Cherokee Indians in the month of December, 1828; and no amendment being made it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 468) to establish a police for the protection of public and private property in the city of Washington, and for other purposes: and,

On motion by Mr. Bayard,

Ordered, That it be recommitted to the Committee on the District of Columbia.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 402) making appropriations to supply a deficiency in the navy pension fund; in which they request the concurrence of the Senate.

They have passed the bill from the Senate (S. 4) to provide for the settlement of the claim of the State of Maine for the services of her militia, with an amendment; in which they request the concurrence of the Senate.

The Speaker of the House of Representatives having signed an enrolled bill (S. 133), I am directed to bring it to the Senate for the signature of their President.

The President of the United States approved and signed, the 4th instant, "An act to authorize the collector of the district of Fairfield to reside in either of the towns of Fairfield or Bridgeport; also, "An act for the relief of Elizabeth Pierce and Mary M. Telfair, daughters and heirs of Israel Pearce.

Mr. Porter, reported from the committee, that they had examined and found duly enrolled the bill (S. 188) entitled, "An act to incorporate Washington's Manual Labor School and Male Orphan Asylum Society of the District of Columbia; and that the committee had presented to the President of the United States, the 4th instant, the following bills:

H. R. 119. An act for the relief of Elizabeth Pearce and Mary M. Telfair, daughters and heirs of Israel Pearce;

S. 103. An act for the relief of Caleb Eddy;

S. 94. An act for the relief of the Plumb Island Bridge and Turnpike Company;

S. 117. An act for the relief of James Kiser and Barnett Foley of Missouri;

H. R. 411. An act to authorize the collector of the district of Fairfield to reside in either of the towns of Fairfield or Bridgeport.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (H. R. 73) for the apportionment of Representatives among the several States according to the Sixth Census.

On motion by Mr. Wright,

To amend the bill, section 2, lines 6 and 7, by striking out the words "no one district electing more than one representative," and inserting "*so far as that can be done in conformity with the established election systems of the States, but that no State shall, by virtue of the provisions of this section, consider itself called upon to divide counties or other election districts for the purpose of forming single districts;*"

It was determined in the negative, { Yeas, ... 19, / Nays, ... 29.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, McRoberts, Sevier, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs, Archer, Barrow, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Evans, Graham, Henderson, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Connecticut, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

So the amendment was disagreed to.

An amendment having been proposed by Mr. Linn,

On motion by Mr. Sevier,

The Senate adjourned.

WEDNESDAY, JUNE 8, 1842.

Mr. Crafts, from the Committee on Printing, reported against printing the following subjects:

Memorial of citizens of Chittenden county, Vermont, presented the 6th June;

Petition of a number of importers of watches and jewelry, presented the 27th May; and

The report was concurred in.

The Senate proceeded to consider the amendment of the House of Representatives to the bill (S. 4) to provide for the settlement of the claim of the State of Maine for the services of her militia; and,

On motion by Mr. Williams,

Resolved, That they concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill from the House of Representatives (H. R. 402) making an appropriation, to supply a deficiency in the navy pension fund; was read the first and second times, by unanimous consent, and referred to the Committee on Naval Affairs.

The bill (S. 183) to authorize the Secretary of War to adjust and pay to Benjamin Murphy, of Arkansas, the value of his corn, cattle, and hogs, taken by the Cherokee Indians, in the month of December, 1828, having been reported by the committee, correctly engrossed, was read a third time, and the title was amended.

Resolved, That this bill pass, and that the title thereof be, "An act for the relief of Benjamin Murphy."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 107) for the relief of James McCrory, an ensign in the revolutionary war; and,

On motion by Mr. Phelps,

Ordered, That the further consideration thereof be postponed indefinitely.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 158) for the relief of Thomas Fillebrown, jr.; and,

On motion by Mr. Phelps,

Ordered, That it lie on the table.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (S. 155) for the settlement of the accounts of Silas Deane.

On motion by Mr. King,

To amend the bill by striking out, section 1, line 2, the words "audit and settle," and insert "*examine;*" and by striking out, after the word "France" in the 11th line, the words "and the sum found due shall be paid to the heirs at law of the said Deane out of any money in the Treasury not otherwise appropriated," and in lieu thereof, inserting, "*and make report thereof to Congress at its next session;*"

It was determined in the negative, { Yeas, ... 17, Nays, ... 24.

On motion by Mr. McRoberts,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Calhoun, Crafts, Cuthbert, Fulton, Graham, Henderson, King, McRoberts, Mangum, Tappan, Walker, Wilcox, Williams, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Evans, Henderson, Kerr, Linn, Miller, Phelps, Porter, Sevier, Simmons, Smith, of Connecticut, Smith of Indiana, Sprague, Sturgeon, Tallmadge, White, Woodbridge.

A motion being made by Mr. Clayton, to amend the bill,

On motion by Mr. Sevier,

Ordered, That the bill lie on the table.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 75) "making appropriations for the support of the army, and of the military academy for the year 1842;" in which they request the concurrence of the Senate.

The said bill (H. R. 75) from the House of Representatives, was read the first and second times, by unanimous consent; and,

Ordered, That it be referred to the Committee on Finance.

The Senate resumed, as in Committee of the Whole, the bill (H. R. 73) for the apportionment of Representatives among the several States according to the Sixth Census.

On motion by Mr. Linn, to amend the bill by inserting at the end of the second section: "*Provided, always, That the provisions of this section shall not affect the election of Representatives to the 28th Congress;*"

A motion was made by Mr. Bayard, to amend the amendment, by adding thereto, "*in those cases in which, by the existing laws of any State, the election is by general ticket;*" and,

On the question to agree to the amendment proposed by Mr. Bayard,

It was determined in the negative, { Yeas, ... 19, Nays, ... 24.

On motion by Mr. Linn,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bagby, Bates, Bayard, Berrien, Calhoun, Crafts, Cuthbert, Evans, Fulton, Henderson, King, McRoberts, Rives, Sevier, Walker, Wilcox, Williams, Woodbury, Young.

Those who voted in the negative, are,

Messrs. Allen, Archer, Barrow, Benton, Buchanan, Clayton, Conrad, Graham, Huntington, Kerr, Linn, Mangum, Merrick, Miller, Morehead, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, White, Woodbridge.

The question recurring on agreeing to the amendment proposed by Mr. Linn,

It was determined in the affirmative, { Yeas, ... 23, / Nays, ... 22.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Berrien, Buchanan, Calhoun, Crafts, Cuthbert, Fulton, Henderson, King, Linn, McRoberts, Rives, Sevier, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Clayton, Conrad, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On motion by Mr. Sevier, to reconsider the last-mentioned vote,

It was determined in the affirmative, { Yeas, ... 24, / Nays, ... 22.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Clayton, Conrad, Evans, Fulton, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Porter, Preston, Sevier, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Berrien, Buchanan, Calhoun, Crafts, Cuthbert, Henderson, King, Linn, McRoberts, Rives, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

So the vote was reconsidered.

The question recurring on agreeing to the amendment proposed by Mr. Linn,

It was determined in the affirmative, { Yeas, ... 23, / Nays, ... 22.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Berrien, Buchanan, Calhoun, Crafts, Cuthbert, Fulton, Henderson, King, Linn, McRoberts, Rives, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Clayton, Conrad, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On motion by Mr. Allen, to amend the bill, by striking out the second section amended, as follows:

"SEC. 2. *And be it further enacted*, That, in every case, when a State

is entitled to more than one Representative, the number to which each State shall be entitled under this apportionment shall be elected by districts, composed of contiguous territory, equal in number to the number of Representatives to which said State may be entitled; no one district electing more than one Representative: *Provided, always*, That the provisions of this section shall not affect the election of Representatives to the 28th Congress;"

It was determined in the negative, { Yeas, ... 21, Nays, ... 24.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Berrien, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, McRoberts, Rives, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Clayton, Conrad, Crafts, Evans, Graham, Henderson, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On motion by Mr. Tallmadge, that the Senate adjourn,

It was determined in the negative, { Yeas, ... 21, Nays, ... 24.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Clayton, Conrad, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Bayard, Benton, Berrien, Buchanan, Calhoun, Crafts, Cuthbert, Fulton, Henderson, King, Linn, McRoberts, Rives, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

On motion by Mr. Berrien,

The bill was further amended.

On motion by Mr. Merrick, that the Senate adjourn,

It was determined in the affirmative, { Yeas, ... 24, Nays, ... 22.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Clayton, Conrad, Crafts, Evans, Graham, Henderson, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Berrien, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, McRoberts, Rives, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Whereupon,

The Senate adjourned.

THURSDAY, JUNE 9, 1842.

The President pro tempore laid before the Senate a report of the Secretary of the Treasury, made in compliance with a resolution of the Senate, relative to any new books opened in the Treasury Department since the 4th March, 1841, the amount of expenditures from the 4th March, 1841, to 4th March, 1842, and the amount of demands accruing from the 4th March, 1841, to 4th March, 1842; which was read.

On motion by Mr. Woodbury, that it be printed.

Ordered, That the motion be referred to the Committee on Printing.

Mr. Wright presented additional documents in relation to the bill (H. R. 90) for the relief of James Tongue, John Scrivener, and the legal representatives of William Hodson, deceased; which were referred to the Committee of Claims; and,

On motion by Mr. Wright,

Ordered, That the said bill be recommitted to the Committee on Claims.

Mr. Sturgeon presented additional documents in relation to the bill (H. R. 162) for the relief of Mary Wolfe, of Pennsylvania; which were referred to the Committee on Pensions; and

On motion by Mr. Sturgeon,

Ordered, That the said bill be recommitted to the Committee on Pensions.

On motion by Mr. Archer,

Ordered, That the petition of the representatives of Farrow and Harris be recommitted to the Committee of Claims.

Mr. Sturgeon presented the memorial of citizens of Montgomery county, Pennsylvania, praying an increase of the duties on foreign imports, for the protection of domestic manufactures and products; which was referred to the Committee on Manufactures.

Mr. Archer presented the memorial of a committee in behalf of a meeting of citizens held in Philadelphia, expressing their opposition to any reduction of the estimated appropriations for the naval service; which was ordered to lie on the table.

Mr. Tallmadge presented a memorial of citizens of New York and Brooklyn, praying that appropriations may be made for the vigorous prosecution of public works essential to the public safety and honor and affording employment to a numerous class of citizens; which was ordered to lie on the table.

Mr. Tallmadge presented the petition of Ephraim Whitaker, an officer in the revolutionary army, praying to be allowed interest on his commutation; which was referred to the Committee on Revolutionary Claims.

Mr. Young presented a petition of citizens of Kendall county, Illinois, remonstrating against any alteration in the mail-route from Oswego and Ottawa, in said State; which was referred to the Committee on the Post Office and Post Roads.

Mr. Archer, from the Committee on Naval Affairs, to whom was referred the bill (S. 262) to regulate the appointment and pay of engineers in the navy of the United States, reported it with amendments; which were read.

Mr. Merrick, from the Committee on the Post Office and Post Roads, to whom the subject was referred, reported a bill (S. 275) to reduce and equalize the rates of postage, to limit the use, and correct the abuse of the franking privilege, and for other purposes; which was read and passed to the second reading.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 171) granting to the county of Johnson, in the Territory of Iowa, the right of pre-emption to a tract of land for a seat of justice for said county, and repealing the second section of an act approved the 3d day of March, 1839, entitled, "An act making a donation of land to the Territory of Iowa, for the purpose of erecting public buildings thereon, reported it with an amendment.

Mr. Bagby, from the Committee on the Post Office and Post Roads, to whom was referred the bill (H. R. 200) for the relief of Benjamin E. Hard, reported it without amendment.

Mr. Graham, from the Committee of Claims, to whom were referred the following bills:

H. R. 82. An act for the relief of John P. Converse and Henry J. Rees.

H. R. 223. An act for the relief of Edwin H. Childers, administrator of John P. Hickman, reported them without amendment.

On motion by Mr. Smith, of Indiana,

Ordered, That the Committee on Public Lands be discharged from the further consideration of the memorial of the Legislative Assembly of the Territory of Iowa, presented the 5th of April.

Mr. Bagby, from the Committee on the Post Office and Post Roads, to whom was referred the petition of R. L. Morris, reported the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the resolution, by unanimous consent, and

Resolved, That they concur therein.

Mr. Williams reported, from the committee, that they had examined and found duly enrolled the bill (S. 4) entitled, "An act to provide for the settlement of the claim of the State of Maine for the services of her militia."

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the bill from the Senate (S. 268) "to authorize the issuing of a register for the brig Gulnare.

The Speaker of the House of Representatives having signed an enrolled bill (S. 4), I am directed to bring it to the Senate for the signature of their President.

The Senate resumed, as in committee of the Whole, the consideration of the bill (S. 155) for the settlement of the accounts of Silas Deane; and, having been amended, on the motion of Mr. Clayton, it was reported to the Senate, and the amendment was concurred in; and,

After debate,

On motion by Mr. Linn,

Ordered, That it lie on the table.

Mr. Williams reported, from the committee, that they had examined and found duly enrolled, the following bills:

H. R. 434. An act to amend an act entitled, 'An act to carry into effect, in the States of Alabama and Mississippi, the existing compacts with those States, with regard to the five per cent. fund and the school reservations;

S. 268. An act to authorize the issuing of a register for the brig Gulnare.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The Speaker of the House of Representatives having signed two enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The president pro tempore signed the three enrolled bills last reported to have been examined (S. 4, 268, H. R. 434), and they were delivered to the committee to be presented to the President of the United States.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (H. R. 73) for the apportionment of Representatives among the several States according to the Sixth Census.

On motion by Mr. Allen to amend the bill by inserting at the end of the second section the following: "*Provided, That nothing in this section shall be so construed as to require the subdivision of any county or city in any State, with a view to the formation of single districts, where such subdivision would be contrary to the existing laws or usages of such State, and to the habits and customs of the people thereof;*"

It was determined in the negative, { Yeas . . . . . 19, Nays, ... 27.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, McRoberts, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clayton, Crafts, Evans, Graham, Henderson, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On motion, by Mr. Benton, to amend the bill by inserting, at the close of the second section, the following: "*Provided, That each district shall contain, as nearly as may be, an equal number of inhabitants to be represented;*"

It was determined in the affirmative, { Yeas, ... 30, Nays, ... 10.

On motion by Mr. Benton,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Berrien, Buchanan, Calhoun, Clayton, Crafts, Cuthbert, Evans, Fulton, Henderson, King, Linn, McRoberts, Mangum, Porter, Smith, of Connecticut, Smith, of Indiana, Sprague, Sturgeon, Tappan, Walker, White, Wilcox, Williams, Woodbridge, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Barrow, Bayard, Conrad, Graham, Kerr, Miller, Morehead, Phelps, Rives, Tallmadge.

No further amendment being proposed, the bill was reported to the Senate.

On the question to concur in the following amendment, made in Committee of the Whole: Sec. 1, line 7, after "State," insert "*and of one additional representative for each State having a fraction greater than one moiety of the said ratio;*"

It was determined in the affirmative, { Yeas, ... 27, / Nays, ... 19.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Barrow, Bates, Berrien, Choate, Clayton, Conrad, Crafts, Cuthbert, Evans, Fulton, Graham, Henderson, Huntington, Kerr, Mangum, Merrick, Morehead, Phelps, Porter, Simmons, Sprague, Tallmadge, Walker, White, Wilcox, Woodbridge, Young.

Those who voted in the negative, are,

Messrs. Allen, Archer, Bagby, Bayard, Benton, Buchanan, King, Linn, McRoberts, Miller, Preston, Rives, Smith, of Connecticut, Smith, of Indiana, Sturgeon, Tappan, Williams, Woodbury, Wright.

The amendments to the first section of the bill were then concurred in.

On the question to concur in the following amendment, made in Committee of the Whole, add to the second section the following: "*Provided always, That the provisions of this section shall not affect the election of Representatives to the twenty-eighth Congress;*"

It was determined in the negative, { Yeas, ... 22, / Nays, ... 15.

On motion by Mr. Merrick,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Berrien, Buchanan, Calhoun, Cuthbert, Fulton, Henderson, King, Linn, McRoberts, Rives, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

So,

The amendment was disagreed to.

On the question to concur in the following amendment, made in Committee of the Whote, at the close of the bill insert: "*Provided, That each district shall contain, as nearly as may be, an equal number of inhabitants to be represented;*"

It was determined in the affirmative, { Yeas, ... 30, / Nays, ... 16.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Bagby, Bates, Benton, Berrien, Buchanan, Calhoun, Clayton, Cuthbert, Evans, Fulton, Henderson, King, Linn, McRoberts, Mangum, Porter, Preston, Smith, of Connecticut, Smith, of Indiana, Sturgeon, Tappan, Walker, White, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Barrow, Bayard, Choate, Conrad, Crafts, Graham, Kerr, Merrick, Miller, Morehead, Phelps, Rives, Simmons, Sprague, Tallmadge, Woodbridge.

So,

The amendment was concurred in.

On motion, by Mr. Linn, to amend the bill by inserting, at the close of the second section, the following: "*Provided, That this section shall not take effect as to the election of Representatives from the States of Missouri, Mississippi, Georgia, and Maine, until after the election of Representatives for said States for the twenty-eighth Congress;*"

It was determined in the negative, { Yeas, ... 22, Nays, ... 24.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Bates, Benton, Berrien, Buchanan, Calhoun, Choate, Cuthbert, Fulton, Henderson, King, Linn, McRoberts, Rives, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bayard, Clayton, Conrad, Crafts, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Simmons, Smith, of Connecticut, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On motion by Mr. Walker,

To amend the bill by inserting, at the end of the second section, the following: "*And provided, That the next election to Congress in those States voting by general ticket, shall not be affected by this section;*"

It was determined in the negative, { Yeas, ... 23, Nays, ... 23.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Bayard, Benton, Berrien, Buchanan, Calhoun, Cuthbert, Fulton, Henderson, King, Linn, McRoberts, Rives, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs, Archer, Barrow, Choate, Clayton, Conrad, Crafts, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On motion, by Mr. Benton, to amend the bill by inserting, at the end of the second section, the following: "*Provided, That in any State where it shall be impossible for want of time to district the State before the first election for Representatives, then, and in that case, this section shall not apply to such State until the second election of Representatives under this act;*"

It was determined in the negative, { Yeas, ... 21, Nays, ... 24.

On motion by Mr. Benton,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Bayard, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, McRoberts, Rives, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Berrien, Choate, Clayton, Conrad, Crafts, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On motion, by Mr. Woodbury, to amend the bill by inserting, at the end of the second section, the following: "*Provided, That this section shall not be construed to deprive the people of any State or district therein of the right to be represented, and to choose Representatives to Congress in the mode existing under the several State laws, until regulations are made either by the State Legislatures or by Congress, prescribing the boundaries of any new districts required by this act;*"

It was determined in the negative, { Yeas, ... 18, Nays, ... 27.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Cuthbert, Fulton, King, Linn, McRoberts, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Berrien, Choate, Clayton, Conrad, Crafts, Evans, Graham, Henderson, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On motion, by Mr. Walker, to amend the bill by inserting, at the end of the second section, the following: "*And provided, That no law of any State prescribing the manner of electing their Representatives in Congress, shall be repealed or suspended by virtue of the mandate issued by this section to the several State Legislatures to alter said laws as herein directed by the Congress of the United States;*"

It was determined in the negative, { Yeas, ... 18, Nays, ... 28.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Cuthbert, Fulton, King, Linn, McRoberts, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Evans, Graham, Henderson, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On motion by Mr. Merrick, to postpone the further consideration of the bill until to-morrow;

It was determined in the negative, { Yeas, ... 14, Nays, ... 32.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bayard, Conrad, Graham, Kerr, Mangum, Merrick, Miller, Porter, *Preston, Simmons,* Smith, of Indiana, Sprague, Tallmadge, White.

Those who voted in the negative, are,

Messrs. Allen, Archer, Bagby, Barrow, Bates, Benton, Berrien, Buchanan, Calhoun, Choate, Clayton, Crafts, Cuthbert, Evans, Fulton, Henderson, Huntington, King, Linn, McRoberts, Phelps, Rives, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbridge, Woodbury, Wright, Young.

On motion by Mr. Allen, to amend the bill by striking out the second section;

It was determined in the negative.

On the question, "Shall the amendments be engrossed, and read a third time?"

It was determined in the affirmative, { Yeas, ... 27, / Nays, ... 21.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Evans, Graham, Henderson, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Simmons, Smith of Indiana, Sprague, Sturgeon, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Berrien, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, McRoberts, Rives, Sevier, Smith, of Connecticut, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

On motion by Mr. Tallmadge,

The Senate adjourned.

FRIDAY, JUNE 10, 1842.

Mr. Evans presented a petition of citizens of New Castle, and a petition of citizens of Nobleborough, in the State of Maine, praying that the collection district of Wiscasset, in that State, may not be extended; which were ordered to lie on the table.

Mr. Buchanan presented a memorial of citizens of Philadelphia county, and a memorial of citizens of Montgomery county, Pennsylvania, praying an increase of the duties on foreign imports, for the protection of domestic labor and manufactures; which were referred to the Committee on Manufactures.

Mr. Buchanan presented a memorial of citizens of Philadelphia, Pennsylvania, praying the adoption of measures for the defence of the country bordering on the Gulf of Mexico; which was referred to the Committee on Military Affairs.

Mr. Choate presented the memorial of citizens of New York and Brooklyn, praying appropriations for the prosecution of works essential to the public safety and honor, and affording employment to a numerous class of citizens; which was ordered to lie on the table.

Mr. Tallmadge presented a memorial of citizens of Buffalo, New York, praying a tariff of duties sufficient for the wants of the Government, with a discrimination in favor of domestic labor and products, and the establishment of an institution for regulating the currency and exchanges of the country; also, a petition of citizens of Tompkins county, New York, praying an institution for regulating the currency and exchanges of the country; which were ordered to lie on the table.

Mr. Tallmadge presented two petitions of citizens of Albany, New York, praying an increase of the duties on imported watches, jewelry, and silver ware; which were referred to the Committee on Manufactures.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the following bills from the Senate:

S. 134. An act for the relief of George Nix.

S. 254. An act authorizing the county commissioners, of Lake county, Illinois, to enter a quarter section of land for a seat of justice in said county.

They have passed a bill (H. R. 26) allowing further time for completing the issuing of warrants for military land bounties, to the non-commissioned officers and soldiers of the late war with Great Britain, and making provision for satisfying the same.

Mr. Henderson, from the Committee on Private Land Claims, who were instructed to inquire into the expediency of confirming the claim of Joseph Krebs, to a lot of land in the city of Mobile, submitted a report, accompanied by a bill (S. 276) for the relief of the legal heirs and representatives of Hugo Krebs, deceased.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Conrad, from the Committee on Public Lands, to whom was referred the memorial of Joseph Roby, submitted an adverse report, which was ordered to be printed.

Mr. Woodbridge, from the Committee on Commerce, to whom was referred the bill (H. R. 409) to constitute the ports of Stonington, Mystic river, and Pawcatuck river, a collection district, reported it with amendments, which were ordered to be printed.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 264) to provide for the permanent employment, in the Post Office Department, of certain clerks heretofore, for several years, temporarily employed in that Department; and having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That the bill be engrossed, and read a third time.

On motion by Mr. Tallmadge,

That the vote ordering the amendments of the Senate to the bill (H. R. 73) for the apportionment of Representatives among the several States, according to the Sixth Census, to be engrossed, be reconsidered;

It was determined in the affirmative, { Yeas, ... 26, / Nays, ... 18.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Evans, Graham, Henderson, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Benton, Berrien, Cuthbert, Fulton, King, Linn, McRoberts, Rives, Sevier, Smith, of Connecticut, Sturgeon, Walker, Wilcox, Williams, Woodbury, Wright, Young.

So the vote ordering the amendments of the Senate to be engrossed, and the said bill to be read a third time, was reconsidered.

The Senate having resumed the consideration of the said bill,

A motion was made by Mr. White, to reconsider the vote on concurring in the following amendment:

"At the close of the bill insert: *Provided, That each district shall contain, as nearly as may be, an equal number of inhabitants to be represented;*" and

It was determined in the affirmative, { Yeas, ... 25, / Nays, ... 20.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Conrad, Crafts, Evans, Graham, Henderson, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

Those who voted in the negative are,

Messrs. Allen, Bagby, Benton, Berrien, Buchanan, Cuthbert, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

The question recurring on concurring in the said amendment,

A motion was made by Mr. King, to amend the amendment, by adding thereto, "*not differing, in any case, more than five thousand.*"

It was determined in the negative, { Yeas, ... 19, / Nays, ... 24.

On motion by Mr. King,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Berrien, Buchanan, Cuthbert, Fulton, King, Linn, McRoberts, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Conrad, Crafts, Evans, Graham, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On motion by Mr. Tappan,

To amend the amendment by adding thereto, "*not differing, in any case, more than ten thousand;*"

It was determined in the negative, { Yeas, ... 19, / Nays, ... 24.

On motion by Mr. Tappan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Berrien, Buchanan, Cuthbert, Fulton, King, Linn, McRoberts, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Conrad, Crafts, Evans, Graham, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On motion by Mr. Benton, to amend the amendment by adding thereto, "*not differing, in any case, more than twenty thousand;*"

It was determined in the affirmative, { Yeas, ... 23, / Nays, ... 18.

On motion by Mr. Benton,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Barrow, Benton, Berrien, Buchanan, Conrad, Cuthbert, Evans, Fulton, Graham, King, Linn, McRoberts, Mangum, Preston, Smith, of Connecticut, Tappan, Walker, Wilcox, Williams, Woodbury, Young.

Those who voted in the negative, are,

Messrs. Archer, Bates, Bayard, Choate, Crafts, Kerr, Morehead, Phelps, Porter, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge, Wright.

The question recurring on concurring in the amendment amended as follows:

Insert at the close of the second section: "*Provided, That each district shall contain, as nearly as may be, an equal number of inhabitants to be represented, not differing, in any case, more than twenty thousand;*"

It was determined in the negative, { Yeas, ... 19. / Nays, ... 24.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Berrien, Buchanan, Cuthbert, Fulton, King, Linn, McRoberts, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Conrad, Crafts, Evans, Graham, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On motion by Mr. Walker,

To amend the bill by inserting at the close of the second section: "*Provided, That so much of this act as directs the State Legislatures to divide their respective States into districts, shall be regarded as directory only, Congress not assuming the power to instruct the State Legislatures;*"

It was determined in the negative, { Yeas, ... 19, / Nays, ... 25.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the members present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Berrien, Buchanan, Cuthbert, Fulton, King, Linn, McRoberts, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Conrad, Crafts, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On motion by Mr. Allen, to amend the bill by striking out after the word "*And,*" in the second section, the following: "*be it further enacted,* That, in every case, when a State is entitled to more than one Representa-

tive, the number to which each State shall be entitled under this apportionment shall be elected by districts, composed of contiguous territory, equal in number to the number of Representatives to which said State may be entitled: no one district electing more than one Representative;"

It was determined in the negative, { Yeas, ... 19, Nays, ... 24.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Berrien, Buchanan, Cuthbert, Fulton, King, Linn, McRoberts, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Conrad, Crafts, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

No further amendment being proposed;

On the question "Shall the amendments be engrossed, and the bill be read a third time?"

It was determined in the affirmative.

The amendments to the said bill having been reported by the committee, correctly engrossed, the bill was read a third time.

On the question, "Shall this bill pass with amendments?"

It was determined in the affirmative, { Yeas, ... 25, Nays, ... 19.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Conrad, Crafts, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Berrien, Buchanan, Cuthbert, Fulton, King, Linn, McRoberts, Rives, Smith, of Connecticut, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

So it was

Resolved, That this bill pass with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

On motion by Mr. Kerr,

Ordered, That when the Senate adjourn, it be to Monday next.

On motion,

The Senate adjourned.

MONDAY, JUNE 13, 1842.

Mr. Woodbury presented the credentials of the honorable Leonard Wilcox, elected a Senator from the State of New Hampshire, to supply the vacancy occasioned by the resignation of the honorable Franklin Pierce; which were read.

The oath prescribed by law was administered to Mr. Wilcox, and he took his seat in the Senate.

Mr. Buchanan presented a memorial from C. Sherman and others, and a memorial from T. and J. W. Johnson and others, severally praying an alteration in the mode of laying duties on imported books, and urging the inexpediency of an international copyright law.

Ordered, That so much of the memorials as relates to a change in the mode of laying duties, be referred to the Committee on Manufactures, and that so much thereof as relates to an international copyright, be referred to the Committee on the Judiciary.

On motion by Mr. Buchanan, that the memorial of T. and J. W. Johnson and others, be printed.

Ordered, That the motion be referred to the Committee on Printing.

Mr. Buchanan presented a memorial from Charles Girdon and other tailors of the city and county of Philadelphia, praying an increase of the duties on imported ready-made clothing; which was referred to the Committee on Manufactures.

Mr. Buchanan presented four memorials from citizens of the State of Pennsylvania, proposing a plan for the restoration of public credit and a sound currency; which were referred to the Committee on Finance.

Mr. Sturgeon presented a memorial of citizens of Montgomery county, Pennsylvania, praying an increase of the duties on foreign imports, for the protection of manufactures and industry; which was referred to the Committee on Manufactures.

Mr. Buchanan presented a memorial of citizens of Venango county, Pennsylvania, praying that pensions may be granted to the surviving officers and soldiers who served under General Wayne, in his Indian campaigns; which was referred to the Committee on Pensions.

Mr. Buchanan presented a memorial of citizens of Montgomery county, Pennsylvania, praying an increase of the duties on foreign imports, for the protection of domestic manufactures and industry; which was referred to the Committee on Manufactures.

Mr. Tappan presented the memorial of the medical convention of Ohio, held in the city of Cincinnati, praying a repeal of the law authorizing patents for medical preparations; which was referred to the Committee on Patents and the Patent Office.

On motion by Mr. Archer,

Ordered, That the report of the Committee on Naval Affairs, of the 16th of May, on naval nominations, and the views of the minority of the committee, on the same subject, be printed.

Mr. Crafts, from the Committee on Printing, reported against printing the following subjects:

1. Report of the Secretary of the Treasury, exhibiting the names and salaries of clerks;

2. Report of the Secretary of State, showing the names and designation of passengers who have arrived in each collection district during the year 1841; and

The report was concurred in.

On motion by Mr. Wright,

Ordered, That the Committee of Claims be discharged from the further consideration of the bill (H. R. 224) for the relief of Charles H. Atherton; and that it be referred to the Committee on Public Lands.

Mr. Williams reported, from the committee, that they had this day presented to the President of the United States the following acts:

S. 4. An act to provide for the settlement of the claim of the State of Maine for the services of her militia;

S. 268. An act to authorize the issuing of a register for the brig Gulnare;

H. R. 434. An act to amend an act entitled, "An act to carry into effect, in the States of Alabama and Mississippi, the existing compacts with those States, with regard to the five per cent. fund, and the school reservations;"

S. 133. An act to incorporate Washington's Manual Labor School and Male Orphan Asylum Society of the District of Columbia.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

In compliance with a resolution of the Senate of the second of March last, requesting information touching proceedings under the convention of the 11th of April, 1839, between the United States and the Mexican republic, I transmit a report from the Secretary of State, with the accompanying documents.

JOHN TYLER.

WASHINGTON, *June* 13, 1842.

The message was read.

On motion by Mr. Sevier, that it be printed, with the accompanying documents,

Ordered, That the motion be referred to the Committee on Printing.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the bill from the Senate (S. 76) "confirming certain land claims in Louisiana," with amendments, in which they request the concurrence of the Senate.

The bill from the House of Representatives (H. R. 26) allowing further time for completing the issuing of warrants for military land bounties to the non-commissioned officers and soldiers of the late war with Great Britain, and making provision for satisfying the same, was read the first and second times, by unanimous consent, and referred to the Committee on Public Lands.

The Senate proceeded to consider the amendments of the House of Representatives to the bill (S. 76) confirming certain land claims in Louisiana; and

Ordered, That they be referred to the Committee on Private Land Claims.

The bill (S. 264) to provide for the permanent employment, in the Post Office Department, of certain clerks heretofore, for several years, temporarily employed in that Department, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That this bill pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Porter reported, from the committee, that they had examined and found duly enrolled the following bills:

S. 134. An act for the relief of George Nix;

S. 254. An act authorizing the county commissioners of Lake county, Illinois, to enter a quarter section of land for a seat of justice in said county.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 257) to provide for the armed occupation and settlement of the unsettled part of the peninsula of East Florida; and having been amended, and a further amendment being proposed,

On motion by Mr. Phelps,

Ordered, That the further consideration thereof be postponed until tomorrow.

The Senate resumed the consideration of the bill (S. 155) for the settlement of the accounts of Silas Deane; and, having been further amended,

Ordered, That it be engrossed, and read a third time.

After the consideration of executive business,

The Senate adjourned.

TUESDAY, JUNE 14, 1842.

Mr. Linn presented the petition of Shelton Smith, praying permission to locate, on any of the public lands, a quantity of land equal to a tract purchased from the Government, and of which he has been dispossessed in consequence of the loss of his certificate of purchase; which was referred to th Committee on Public Lands.

Mr. Kerr presented the petition of Thomas Quantrill, an officer in the last war with Great Britain, praying arrearages of pension; which was referred to the Committee on Pensions.

Mr. Conrad submitted the following resolution for consideration:

Resolved, That the President be requested to communicate to the Senate, so far as he may deem it compatible with the public interests, what measures, if any, have been taken to obtain the recognition, by the Mexican Government, of such claims of American citizens as were laid before the late joint commission, but were not acted on by it, and the satisfaction of such claims as were admitted by said commission; also, whether any facts have come to his knowledge calculated to induce a belief that any claims have been rejected in consequence of the evidence thereof having been withheld by the Mexican Government, its officers, or agents.

Mr. Crafts, from the Committee on Printing, reported in favor of printing the following subjects:

Message from the President of the United States, of the 13th instant, in relation to the proceeding under the convention with the Mexican republic:

Report of the Secretary of the Treasury, of the 9th instant, relating to the opening of new books in the Treasury Department; and,

Ordered, That they be printed.

Mr. Bates, from the Committee on Pensions, to was referred the petition of Elijah Sanborn, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition ought not to be granted.

Ordered, That the report be printed.

Mr. Bates, from the Committee on Pensions, to whom was recommitted the bill (H. R. 162) for the relief of Mary Wolfe, of Pennsylvania, reported it without amendment.

Mr. Bates also submitted an adverse report on the subject; which was ordered to be printed.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred the bill (S. 273) to regulate appeals and writs of error from the district court of the United States for the northern district of Alabama, reported it without amendment.

A message from the President of the United States, by Mr. Tyler, his Secretary:

Mr. President: The President of the United States approved and signed, the 13th instant, the following acts:

S. 268. An act to authorize the issuing of a register for the brig Gulnare;

S. 4. An act to provide for the settlement of the claim of the State of Maine for the services of her militia;

S. 133. An act to incorporate Washington's Manual Labor School and Male Orphan Asylum Society of the District of Columbia.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (S. 257) to provide for the armed occupation and settlement of the unsettled part of the peninsula of east Florida.

On motion by Mr. Smith, of Indiana, to amend the bill by adding to the 4th section, the following: "*And when two or more persons may have settled on the same quarter section before the land shall have been surveyed, the same shall be divided between them, and the deficiency made up to each out of contiguous vacant land, but no wilful intruder upon the known claim of another shall be entitled to any benefit under this act; and, in all cases of settlement on surveyed lands, the first settler shall be entitled to preference in the entry. And should any part of section sixteen, which is reserved from the operation of this act, be selected by any settler, it shall be lawful for him, so soon as the same may be ascertained by the surveys, to locate a like quantity of any other vacant land, lying south of said township, in lieu thereof. And in all cases of claims for bounty lands under the provisions of this act, it shall be the duty of the person claiming the same, within six months after the expiration of the one year allowed for settlement, if the lands shall have been surveyed, if not, within six months next after they shall have been surveyed, to file with the register of the proper land office a written statement specifying the particular land claimed by such settler;*"

A motion was made by Mr. McRoberts to amend the proposed amendment by striking out the following words: "And should any part of section sixteen, which is reserved from the operation of this act, be selected by any settler, it shall be lawful for him, so soon as the same may be ascertained by the surveys, to locate a like quantity of any other vacant land lying south of said township in lieu thereof;" and to insert: "*And where settlement, by the erection of a dwelling or the cultivation of any portion thereof, shall be made upon the sixteenth section before the same shall be surveyed, then and in that case other lands shall be selected by the United States in lieu of said section sixteen, or such part thereof as may be claimed under this act;*"

It was determined in the affirmative, { Yeas . . . . . 31, Nays . . . . . 10.

On motion by Mr. Smith, of Indiana,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Bagby, Barrow, Benton, Berrien, Buchanan, Conrad, Crafts, Cuthbert, Fulton, Graham, Henderson, King, Linn, McRoberts, Mangum, Porter, Preston, Sevier, Smith, of Connecticut, Sturgeon, Tallmadge, Tappan, Walker, White, Wilcox, Williams, Woodbury, Wright, Young.

who voted in the negative, are,
. Bates, Clayton, Evans, Huntington, Miller, Morehead, Phelps,
s, Smith, of Indiana, Woodbridge.
mendment, as amended, was then agreed to.
ill having been further amended was reported to the Senate, and the
ents were concurred in.
ed, That the bill be engrossed, and read a third time.
ill (S. 155) for the settlement of the accounts of Silas Deane, hav-
reported by the committee correctly engrossed, was read a third

ed, That this bill pass, and that the title thereof be as aforesaid.
ed, That the Secretary request the concurrence of the House of
sentatives therein.
sage from the House of Representatives, by Mr. Clarke, their Clerk:
President: The House of Representatives disagree to the amend-
the Senate to the bill (H. R. 73) "for the apportionment of Repre-
s among the several States according to the Sixth Census."
Senate resumed, as in Committee of the Whole, the consideration of
(H. R. 76) making appropriations for the naval service for the year
gether with the amendments reported thereto; and,
lebate,
n motion by Mr. Benton,
Senate adjourned.

WEDNESDAY, June 15, 1842.

uchanan presented two memorials from citizens of Philadelphia, in-
n the manufacture of soap and glass, praying that soda ash may be
free of duty; two memorials from citizens of Delaware county,
vania, praying a discriminating tariff for the protection of domestic
tures, and a memorial from citizens of Philadelphia, praying a per-
tariff of duties for the security and protection of domestic capital and
hich were referred to the Committee on Manufactures.
enton submitted documents relating to the claim of Thomas J. Stone,
ensation for a horse and mule lost while in the service of the United
which were referred to the Committee of Claims.
allmadge presented a memorial of citizens of Berks county, Penn-
praying an increase of the duties on imports, and a repeal of that
the distribution act which prohibits the duties being raised over
er cent.; which was referred to the Committee on Manufactures.
allmadge presented a memorial of citizens of Brooklyn, New York,
appropriations for the prosecution of works essential to the public
d honor, and affording employment to a numerous class of citizens;
as ordered to lie on the table.
errick presented a memorial of citizens of Baltimore, Maryland, re-
ing against delays in the proceedings of Congress on measures in-
he interests and prosperity of the country, and against any reduction
ivy; which was ordered to lie on the table.
n motion by Mr. Merrick, that it be printed,
ed, That the motion be referred to the Committee on Printing.
rcher presented a memorial of citizens of Petersburg and its vicinity,
ia, praying an increase of the duties on imports, with such discrimi-

nation in favor of domestic manufactures as will secure them from the results of a competition with foreign labor; which was referred to the Committee on Manufactures.

On motion by Mr. Archer, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Merrick submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Secretary of the Senate be directed to furnish to the Postmaster General, for the use of the Post Office Department, a complete set of the Senate and House documents from the year 1814 up to the commencement of the present session of Congress, so far as said Secretary may have within his control surplus copies of said documents.

Mr. Evans, from the Committee on Finance, reported the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Military Affairs be instructed to inquire into the expediency of reducing the army of the United States to the scale proposed in the proviso to the first section of the bill of the House making appropriations for the support of the army and of the military academy for the year 1842; and also into the expediency of regulating the pay of the general staff in the manner therein proposed; and also into the expediency of regulating the allowance of rations to commanding officers of separate posts as provided in No 2 of said first section and in the second section of said act, and to report their opinion upon said several matters to the Senate.

On motion by Mr. Porter,

Ordered, That a chairman of the Committee on Patents and the Patent Office be appointed by the President pro tempore in the place of Mr. Prentiss, resigned, and that a member be added to the committee in the place of Mr. Mouton, resigned; and

Mr. Kerr was appointed the chairman of the committee, and Mr. Wilcox to supply the vacancy.

Mr. Crafts, from the Committee on Printing, reported in favor of printing so much of the memorial concerning the duties on imported books and an international copy-right law as relates to a national copy-right law, and against printing the residue of the memorial.

The report was concurred in.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (S. 251) to provide for the settlement of certain accounts for the support of Government in the Territory of Wisconsin, and for other purposes, reported it without amendment.

Mr. Evans, from the Committee on Finance, to whom was referred the memorial of William Blake, reported the following resolution:

Resolved, That the prayer of the petition ought not to be granted.

Ordered, That the report be printed.

The bill (S. 257) to provide for the armed occupation and settlement of the unsettled part of the peninsula of East Florida, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That this bill pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider the bill (H. R. 73) for the apportionment of Representatives among the several States according to the Sixth Census, together with their amendments, disagreed to by the House of Representatives.

On motion by Mr. Berrien, that the Senate insist on their amendments,

A division of the question was called for by Mr. Buchanan; and,

The question being put on insisting on the following amendment: Sec. 1, line 7, after the word "State," insert: "*and of one additional representative for each State having a fraction greater than one moiety of the said ratio;*"

It was determined in the affirmative, { Yeas, ... 24, Nays, ... 18.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bates, Berrien, Choate, Clayton, Crafts, Cuthbert, Evans, Fulton, Graham, Henderson, Huntington, Kerr, Mangum, Merrick, Morehead, Phelps, Porter, Sevier, Tallmadge, Walker, White, Wilcox, Woodbridge, Young.

Those who voted in the negative, are,

Messrs. Allen, Archer, Bagby, Barrow, Benton, Buchanan, Linn, McRoberts, Miller, Preston, Smith, of Connecticut, Smith, of Indiana, Sturgeon, Tappan, Williams, Woodbury, Wright.

On the question to insist on the following amendment: Sec. 1, lines 6 and 7, strike out "fifty thousand one hundred and seventy nine," and insert: "*seventy thousand six hundred and eighty;*"

It was determined in the affirmative, { Yeas, ... 30, Nays, ... 14.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bagby, Barrow, Bayard, Berrien, Buchanan, Clayton, Conrad, Crafts, Cuthbert, Evans, Fulton, Graham, Henderson, Linn, McRoberts, Mangum, Merrick, Miller, Phelps, Porter, Preston, Sevier, Smith, of Indiana, Sturgeon, Tallmadge, Walker, White, Williams, Young.

Those who voted in the negative, are,

Messrs. Allen, Bates, Benton, Choate, Huntington, Kerr, King, Morehead, Smith, of Connecticut, Tappan, Wilcox, Woodbridge, Woodbury, Wright.

On the question to insist on the residue of the amendments of the Senate,

It was determined in the affirmative.

So it was

Resolved, That the Senate insist on their amendments to the said bill disagreed to by the House of Representatives.

Ordered, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 480) to extend for a limited period the present laws for laying and collecting duties on imports, in which they request the concurrence of the Senate.

The Speaker of the House of Representatives having signed two enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The President pro tempore signed the enrolled bill (S. 134) for the relief of George Nix, and the enrolled bill (S. 254) authorizing the county commissioners of Lake county, Illinois, to enter a quarter section of land for a seat of justice in said county, and they were delivered to the committee to be presented to the President of the United States.

The following message was received from the President of the United *States, by Mr.* Tyler, his Secretary:

To the Senate of the United States:

In compliance with the resolution of the Senate of the 29th of March last, calling for information touching the relations between the United States and the Mexican republic, I transmit a report from the Secretary of State, with the accompanying documents.

JOHN TYLER.

WASHINGTON, *June* 15, 1842.

The message was read.

On motion by Mr. King, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (H. R. 76) making appropriations for the naval service of the United States for the year 1842, together with the amendments reported thereto; and,

After debate,

On motion by Mr. Sevier,

The Senate adjourned.

THURSDAY, JUNE 16, 1842.

Mr. Woodbridge presented the memorial of the common council of Adrian, in the State of Michigan, praying an appropriation for the completion of the harbor in the river Raisin; which was referred to the Committee on Commerce.

Mr. Buchanan presented the memorial of the commissioners of the incorporated district of the Northern Liberties in Philadelphia, praying the establishment of a marine railway at that place; which was referred to the Committee on Naval Affairs.

Mr. Buchanan presented a memorial of citizens of Montgomery county, Pennsylvania, praying an increase of the duties on imports for the protection of domestic manufactures and labor; a memorial of citizens of Northampton county, Pennsylvania, praying the adoption of measures for supplying the wants of the national Treasury, and placing the country in a proper state of defence; and the passage of a law prohibiting the carrying of the mail in foreign vessels from one seaport to another along the coast of the United States; and a memorial of citizens of Delaware county, Pennsylvania, praying an increase of duties on foreign imports; which were referred to the Committee on Manufactures.

Mr. Buchanan presented a resolution passed by the Legislature of the State of Pennsylvania, instructing the Senators and requesting the Representatives of that State in Congress "to use their influence to procure the passage of the apportionment bill at as early a day as possible."

Ordered, That it lie on the table.

Mr. Woodbury presented the petition of Hannah Bartlett, widow of a deceased revolutionary soldier, praying a pension; which was referred to the Committee on Pensions.

Mr. Crafts, from the Committee on Printing, reported in favor of printing the message of the President of the United States, communicating copies of correspondence with the Government of Mexico; and

Ordered, That the message and the accompanying documents be printed.

Mr. Woodbridge, from the Committee of Claims, to whom was referred the bill (H. R. 52) for the relief of Sylvester Phelps, and the heirs and legal

representatives of Charles Landon, deceased, reported it without amendment.

Mr. Conrad, from the Committee on Public Lands, reported a bill S. 277) explanatory of an act entitled, "An act for the relief of Clark Woodrooff, passed May 10, 1842;" which was read and passed to the second reading.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (H. R. 224) for the relief of Charles H. Atherton, reported it with an amendment; which was read.

The Senate proceeded to consider the said bill, as in Committee of the Whole, together with the amendment reported thereto; and, having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That the amendment be engrossed, and the bill read a third time.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (H. R. 26) allowing further time for completing the issuing of warrants for military land bounties to the non-commissioned officers and soldiers of the late war with Great Britain, and making provision for satisfying the same, reported it with an amendment; which was read.

The Senate proceeded to consider the said bill, as in Committee of the Whole, together with the amendment reported thereto; and, having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That the amendment be engrossed, and the bill be read a third time.

The Senate proceeded to consider the resolution reported by the Committee of Claims, on the petition of David Stone; and,

On motion by Mr. Graham,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 41) for the relief of Francis G. McCauly; and, no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill from the House of Representatives (No. 480) to extend for a limited period the present laws for laying and collecting duties on imports, was read.

On the question, "Shall this be read a second time?"

It was determined in the affirmative, { Yeas, ... 28, / Nays, ... 18.

On motion by Mr. Evans,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Buchanan, Choate, Clayton, Conrad, Crafts, Crittenden, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Indiana, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Cuthbert, Fulton, King, Linn, McRob-

erts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

The bill was read the second time by unanimous consent, and referred to the Committee on Finance.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (H. R. 76) making appropriations for the naval service for the year 1842, together with the amendments reported thereto.

On the question to agree to the following amendment: Strike out the proviso, in the first section, amended as follows: "*Provided*, That, till otherwise ordered by Congress, no part of this, or any future or existing appropriation, shall be applied to the payment of any officers in the navy, appointed after this date, beyond the number in each grade now in service;"

It was determined in the affirmative, { Yeas, ... 23, Nays, ... 22.

On motion,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Berrien, Choate, Clayton, Conrad, Crittenden, Evans, Graham, Henderson, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Porter, Preston, Rives, Simmons, Tallmadge, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Crafts, Cuthbert, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Smith, of Indiana, Sturgeon, Tappan, Walker, White, Wilcox, Williams, Woodbury, Wright, Young.

The following reported amendment being under consideration: Page 3, lines 55, 56, after "Florida," Strike out to the end of the clause, and insert "thirty-three thousand eight hundred dollars;"

A motion was made by Mr. Barrow, to amend the amendment by striking out "thirty-three thousand eight hundred" and insert "*one hundred thousand;*" and

It was determined in the affirmative, { Yeas, ... 19, Nays, ... 18.

On motion by Mr. Barrow,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Barrow, Bates, Benton, Berrien, Conrad, Crittenden, Fulton, Graham, Henderson, King, Linn, McRoberts, Mangum, Miller, Morehead, Preston, Simmons, Tallmadge, Walker.

Those who voted in the negative, are,

Messrs. Allen, Bayard, Buchanan, Clayton, Crafts, Evans, Huntington, Merrick, Phelps, Rives, Smith, of Connecticut, Smith, of Indiana, White, Wilcox, Williams, Woodbury, Wright, Young.

The reported amendment, as amended, was then agreed to.

The bill having been further amended, and an amendment having been proposed by Mr. Evans,

On motion by Mr. Barrow,

The Senate adjourned.

FRIDAY, JUNE 17, 1842.

Mr. Choate presented a memorial of merchants and others, in the city of New York, praying adequate appropriations for the increase of the naval force of the United States on foreign stations; which was ordered to lie on the table.

Mr. Linn presented two memorials of citizens of the counties of New Madrid and Stoddard, in the State of Missouri, praying a donation of the unsurveyed public land in those counties, for the purpose of applying the proceeds to the construction of a military road; which were referred to the Committee on Public Lands.

Mr. Wright submitted the following resolution for consideration:

Resolved, That, until otherwise ordered, the Senate will take a recess, each day, from two to three o'clock, P. M.; and, that, after the reading of the journals, and the transaction of the ordinary morning business, the order of business for the morning sitting shall be the public bills before the Senate for action, and the order of business for the afternoon sitting shall be the private bills upon the calendar exclusively, until those bills shall have been acted upon.

Mr. Allen submitted the following resolution for consideration:

Resolved, That the Secretary of the Treasury be directed to report to the Senate, as soon as practicable,

1st. The amount of the public debt on the 4th of March, 1841, including treasury-notes then outstanding, with the other items of such debt;

2d. The amount of treasury-notes issued since the 4th of March, 1841, under acts passed prior to that date;

3d. The amount of treasury-notes issued since the 4th of March, 1841, under acts passed since that date;

4th. The amount of treasury-notes now outstanding;

5th. The amount of treasury-notes authorized to be issued by acts passed since the 4th of March, 1841, but which have not as yet been issued;

6th. The amount of the public debt at this time, including treasury-notes now outstanding, with the other items of such debt;

7th. The amount of loans authorized by acts passed since the 4th of March, 1841;

8th. The amount of loans obtained under acts passed since the 4th of March, 1841, with the interest thereon;

9th. The amount of income actually received from all sources since the 4th of March, 1841, with the particular amount from each source;

10th. The amount of appropriations by acts passed prior to the 4th of March, 1841, and unexpended at that date;

11th. The amount of appropriations by acts passed since the 4th of March, 1841;

12th. The amount of money now actually in the Treasury;

13th. The amount of appropriations estimated and recommended by the Executive Departments since the 4th of March, 1841;

14th. The amount of the increase of taxes, in all forms, imposed by acts passed since the 4th of March, 1841;

15th. The amount of the increase of taxes, in all forms, recommended by the Treasury Department, since the 4th of March, 1841; and that he be directed to arrange the above matters in tabular forms by their several kinds, dates, and amounts.

On motion by Mr. Preston,

Ordered, That a member be appointed on the Committee on Military Affairs, in the place of Mr. Archer, excused; and,

Mr. Conrad was appointed.

Mr. Smith, of Indiana, from the Committee on Public Lands, reported a bill (S. 278) for the relief of certain citizens of the county of Lafayette, in the State of Arkansas; which was read, and passed to the second reading.

The said bill was read the second time, and considered, as in Committee of the Whole; and, no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

Mr. Huntington, from the Committee on Commerce, to whom was referred the bill (H. R. 96) for the relief of the owners of the ship Lexington, of Nantucket, reported it without amendment.

Mr. Huntington submitted an adverse report on the subject; which was ordered to be printed.

Mr. Crafts, from the Committee on Printing, submitted a report, accompanied by a bill (S. 279) to provide for the public engraving, printing, and binding.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Crafts, from the Committee on Printing, reported against printing the petition of a number of citizens of Baltimore, presented the 15th instant; and the report was concurred in.

Mr. Archer, agreeably to notice, asked and obtained leave to bring in a bill (S. 280) to reorganize the Navy Department of the United States; which was read the first and second times, by unanimous consent, and referred to the Committee on Naval Affairs.

The Senate proceeded to consider the resolution submitted by Mr. Merrick, the 13th of May, in relation to the confidential character of papers concerning nominations; and,

On motion by Mr. Evans,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution submitted by Mr. Linn, the 4th instant, relative to the cultivation and manufacture of hemp; and,

On motion by Mr. Linn,

Ordered, That it lie on the table.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives recede from their disagreement to the amendments of the Senate to the bill (H. R. 73) entitled "An act for the apportionment of Representatives among the States according to the Sixth Census," and concur in the said amendments.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (H. R. 76) "making appropriations for the naval service for the year 1842."

On motion by Mr. Evans,

To amend the bill, section 1, line 8, by striking out "three hundred and thirty-five," and inserting "*eight hundred*;"

It was determined in the affirmative, { Yeas, ... 23, Nays. . . . . 19.

On motion by Mr. Evans,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Evans, Graham, Huntington, Kerr, Merrick, Miller Phelps, Preston, Rives, Simmons, Smith, of Indiana, Tallmadge, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Fulton, King, Linn, McRoberts, Mangum, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

On motion by Mr. Crittenden,

To amend the bill by inserting, section 1, line 9, after "dollars," "*Provided, That, till otherwise ordered by Congress, the officers of the navy shall not be increased beyond the number, in the respective grades that may exist at the end of the present session of Congress, nor midshipmen beyond the number now in service;*"

It was determined in the affirmative, { Yeas, ... 27, / Nays, ... 17.

On motion,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Crafts, Crittenden, Cuthbert, Fulton, Graham, Henderson, King, Linn, McRoberts, Mangum, Morehead, Sevier, Smith, of Connecticut, Smith, of Indiana, Sturgeon, Tappan, Walker, White, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Evans, Huntington, Kerr, Merrick, Miller, Preston, Rives, Tallmadge, Woodbridge.

The bill having been further amended, was reported to the Senate, and the amendments were concurred in.

Ordered, That the amendments be engrossed, and the bill read a third time.

The amendments to the bill (H. R. 26) allowing further time for completing the issuing of warrants for military land bounties to the non-commissioned officers and soldiers of the late war with Great Britain, and making provisions for satisfying the same, having been reported by the committee correctly engrossed, the bill was read a third time, as amended, and the title was amended.

Resolved, That this bill pass with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The amendment to the bill (H. R. 224) for the relief of Charles H. Atherton, having been reported by the committee correctly engrossed, the bill was read a third time as amended.

Resolved, That this bill pass with an amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

The amendments to the bill (H. R. 76) "making appropriations for the naval service for the year 1842;" having been reported by the committee correctly engrossed, the bill was read a third time, as amended.

Resolved, That this bill pass with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

After the consideration of Executive business,

The Senate adjourned.

SATURDAY, JUNE 18, 1842.

Mr. Graham presented the memorial of James Herron, praying an extension of his patent for an improvement in the mode of constructing railroads; which was referred to the Committee on Patents and the Patent Office.

Mr. Henderson presented the petition of Silas M. Catching, praying permission to relinquish a tract of land entered by him through mistake, and to locate a like quantity elsewhere; which was referred to the Committee on Public Lands.

Mr. Buchanan presented a memorial of citizens of Berks county, Pennsylvania, praying an increase of the duties on foreign imports for the protection of domestic manufactures, and a repeal of the clause in the act for the distribution of the proceeds of the public lands, providing for the suspension of the distribution in case the duties on imports shall be raised over twenty per cent.; which was referred to the Committee on Manufactures.

Mr. Crittenden presented a memorial of citizens of the State of Kentucky, praying an increase of the duties on foreign imports for the protection of domestic manufactures; which was referred to the Committee on Manufactures.

On motion by Mr. Phelps,

Ordered, That the documents on the files of the Senate, relating to the claim of the administrator of Joseph Edson, deceased, late marshal of the district of Vermont, be referred to the Committee of Claims.

Mr. Williams submitted an additional document in relation to the claim of Thomas B. Parsons; which, with the petition on the files of the Senate, were referred to the Committee on Naval Affairs.

Mr. Henderson, from the Committee on Private Land Claims, to whom was referred the amendments of the House of Representatives to the bill (S. 76) confirming certain land claims in Louisiana, reported thereon.

The Senate proceeded to consider the said amendments; and,

On motion by Mr. Henderson,

Resolved, That the Senate concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (H. R. 480) to extend, for a limited period, the present laws for laying and collecting duties on imports, reported it without amendment.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (H. R. 75) making appropriations for the support of the army, and of the military academy, for the year 1842, reported it with amendments; which were read, and ordered to be printed,

Mr. Preston, from the Committee on Military Affairs, to whom was referred the bill (H. R. 408) to authorize the Shenandoah Bridge Company, at Harper's Ferry, to erect a bridge on the land of the United States at the town of Harper's Ferry, reported it with an amendment; which was read.

Mr. Willliams reported from the committee that they had examined and found duly enrolled the following bills:

H. R. 73. An act for the apportionment of Representatives among the several States according to the Sixth Census;

H. R. 224. An act for the relief of Charles H. Atherton.

The bill (S. 278) for the relief of certain citizens of the county of Lafayette, in the State of Arkansas, having been reported by the Committee correctly engrossed, was read a third time.

On motion by Mr. Smith, of Indiana,

The bill was amended, by unanimous consent.

Resolved, That this bill pass, and that the title thereof be "An act for the relief of certain citizens of the counties of Lafayette and Hempstead, in the State of Arkansas."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives concur in the amendment of the Senate to the bill (H. R. 224) entitled, "An act for the relief of Charles H. Atherton."

The House of Representatives have passed a bill (H. R. 504) to regulate arrests on mesne process in the county of Washington, District of Columbia; in which they request the concurrence of the Senate.

The Speaker of the House of Representatives having signed two enrolled bills, I am directing to bring them to the Senate for the signature of their President.

On motion by Mr. Sevier, to postpone the preceding orders for the purpose of considering the bill (S. 216) to provide for the satisfaction of claims arising under 14th and 19th articles of the treaty of Dancing-rabbit creek, concluded in September, 1830;

It was determined in the affirmative, { Yeas, ... 25, / Nays, ... 10.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Barrow, Benton, Choate, Conrad, Crafts, Cuthbert, Evans, Fulton, Graham, Henderson, Kerr, McRoberts, Morehead, Preston, Rives, Sevier, Smith, of Connecticut, Sturgeon, Walker, White, Wilcox, Woodbridge, Woodbury.

Those who voted in the negative, are,

Messrs. Archer, Bates, Berrien, Clayton, Crittenden, Huntington, Linn, Phelps, Porter, Smith, of Indiana.

The Senate proceeded to consider the said bill, as in Committee of the Whole, together with the amendments reported thereto; and the reported amendments having been agreed to with amendments, and a further amendment having been proposed by Mr. Phelps;

On motion by Mr. Archer,

The Senate adjourned.

MONDAY, June 20, 1842.

The President pro tempore laid before the Senate a communication from the Secretary of State, in relation to the distribution of the returns of the Sixth Census and the Compendium thereof, accompanied by an estimate of the expense attending the same; which was read, and referred to the Committee on Finance.

The President pro tempore signed the two enrolled bills (H. R. 73 and 224) reported, the 18th instant, to have been examined; and they were delivered to the committee to be presented to the President of the United States.

Mr. Choate presented a memorial of merchants of the city of New York, praying appropriations to increase the number and efficiency of ships of war of the United States on foreign stations, for the protection of American *commerce; which* was ordered to lie on the table.

Mr. Graham presented the petition of Daniel Murray, surviving partner of Murray and Spencer, late mail contractors, praying compensation for services rendered by them beyond those required by their contract; which was referred to the Committee on the Post Office and Post Roads.

Mr. Conrad presented the petition of A. B. McNair and Charles Vorsley, praying the reimbursement of money paid for lands sold by the Government, but for which they can not obtain a patent in consequence of errors in the surveys; which was referred to the Committee on Public Lands.

Mr. Bayard presented a petition of citizens of New Castle county, Delaware, remonstrating against the annexation of Texas to the Union; which was ordered to lie on the table.

Mr. Berrien, from the Committee on the Judiciary, to whom the subject was referred, reported a bill (S. 281) for the relief of persons residing within the reputed limits of the States of Arkansas and Louisiana, and beyond the boundary line between the United States and the republic of Texas, as established by the commissioners appointed to ascertain the same; which was read, and passed to the second reading.

Mr. Crafts, from the Committee on Printing, reported in favor of printing documents in relation to railroads, presented 21st April last; and,

Ordered, That the documents be printed.

Mr. Crafts, from the Committee on Printing, reported against printing the following subjects:

Petition of citizens of Petersburg, Virginia, presented the 15th instant;

Message from the President of the United States communicating a memorial of a number of Choctaw Indians, residing in the State of Mississippi; and,

The report was concurred in.

On motion by Mr. McRoberts,

Ordered, That the Committee on the Post Office and Post Roads be discharged from the further consideration of the petition of William A. Reavis.

On motion by Mr. Phelps,

Ordered, That the Committee on Revolutionary Claims be discharged from the further consideration of the petition of Ephraim Whitaker; and that the petitioner have leave to withdraw his petition.

The bill (H. R. 504) to regulate arrests on mesne process, in the county of Washington, in the District of Columbia; was read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

The Senate proceeded to consider the resolution submitted by Mr. Allen the 17th instant, in relation to the amount of public debt, treasury-notes, outstanding appropriations, and statistical information required of the Secretary of the Treasury; and,

On the question to agree thereto:

It was determined in the negative, { Yeas, ... 16, Nays, ... 22.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Cuthbert, Fulton, King, Linn, McRoberts, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Evans, Graham, Henderson, Huntington, Mangum, Merrick, Morehead, Phelps, Preston, Smith, of Indiana, White, Woodbridge,

So,

The resolution was disagreed to.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 256) to provide for publishing an account of the discoveries made by the exploring expedition under the command of Lieutenant Wilkes of the United States navy; and,

The blanks in the bill having been filled,

On motion by Mr. White,

To amend the bill section 3, lines 5 and 6, by striking out the following, "such person as may be appointed by the Joint Committee on the Library," and inserting "*the Secretary of State*;"

It was determined in the negative, { Yeas, ... 18, Nays, ... 21.

On motion by Mr. White,

The yeas and nays being desired by one fifth of the Senators present.

Those who voted in the affirmative, are,

Messrs. Archer, Bates, Buchanan, Clayton, Conrad, Crafts, Crittenden, Evans, Huntington, Kerr, King, Merrick, Morehead, Phelps, Smith, of Indiana, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Barrow, Benton, Berrien, Choate, Fulton, Graham, Henderson, Linn, Mangum, Preston, Rives, Sevier, Smith, of Connecticut, Tappan, Walker, Wilcox, Woodbury, Wright, Young.

No further amendment being proposed, the bill was reported to the Senate, and the amendments were concurred in.

Ordered, That the bill be engrossed and read a third time.

The Senate resumed the consideration of the bill (S. 216) to provide for the satisfaction of claims under the 14th and 19th articles of the treaty of Dancing-rabbit creek, concluded in September, 1830; and having been amended, and a further amendment having been proposed by Mr. Henderson;

On motion by Mr. Merrick,

That the further consideration of the bill be postponed until to-morrow;

It was determined in the affirmative, { Yeas, ... 19, Nays, ... 17.

On motion by Mr. Sevier,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Buchanan, Choate, Clayton, Conrad, Crittenden, Evans, Graham, Mangum, Merrick, Phelps, Preston, Rives, Tallmadge, White.

Those who voted in the negative, are,

Messrs. Benton, Crafts, Fulton, Henderson, King, Linn, McRoberts, Morehead, Sevier, Smith, of Connecticut, Smith, of Indiana, Sturgeon, Tappan, Walker, Wilcox. Woodbury, Young.

So, it was

Ordered, That the further consideration of the bill be postponed until to-morrow.

On motion by Mr. Merrick,

Ordered, That the proposed amendment be printed.

On motion by Mr. White, and by unanimous consent,

Resolved, That two members be appointed, by the President pro tempore, on the Committee of Enrolled Bills, on the part of the Senate; and,

Mr. White and Mr. Kerr were appointed.

Ordered, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of their President.

The President pro tempore signed an enrolled bill, entitled, "An act for the relief of Francis G. McCauly," and it was delivered to the Committee to be presented to the President of the United States.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (S. 181) to provide further remedial justice in the courts of the United States; and,

On motion by Mr. Sevier,

The Senate adjourned.

TUESDAY, JUNE 21, 1842.

Mr. Young presented the petition of citizens of Whiteside county, Illinois, praying the establishment of a post road from Peoria to Fulton city, in that State; which was referred to the Committee on the Post Office and Post Roads.

Mr. Tallmadge presented a memorial of citizens of Buffalo, New York, praying an increase of the duties on imports, and the establishment of an institution for the regulation of the currency and exchanges of the country; which was referred to the Committee on Manufactures.

Mr. Bagby, from the Select Committee, appointed the 2d instant, to whom was referred the petition of David Jones, reported a resolution,

"That the prayer of the petitioner ought not to be granted."

On motion by Mr. Bagby,

Ordered, That the resolution lie on the table.

Mr. White reported from the committee, that they had examined and found duly enrolled, the bill (S. 76) entitled, "An act confirming certain land claims in Louisiana."

Mr. Crafts, from the Committee on Printing, reported against printing the following subjects:

Proceedings of a meeting of citizens of Muskingum county, Ohio, presented the 22d March;

Documents relating to Bridgeman's improved system of "terraculture;"

Petition of John H. Pennington; and

The report was concurred in.

Mr. Bates, from the Committee on Pensions, to whom was referred the petition of Hannah Bartlett, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Mr. Bates, from the Committee on Pensions, to whom was referred the petition of Thomas Quantrill, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the petition of A. R. McNair and Charles Worsley, reported a bill (S. 282) in relation to lands sold in the Greensburg, late St. Helena land district, in the State of Louisiana; which was read, and passed to the second reading.

Mr. Preston, from the Committee on Military Affairs, who were instructed, by a resolution of the Senate of the 15th instant, to inquire into the expediency of reducing the army of the United States, submitted a report, accompanied by a bill (S. 283) "respecting the organization of the army, and for other purposes;"

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred the bill (H. R. 504) to regulate arrests on mesne process, in the county of Washington, District of Columbia, reported it with amendments; which were read.

On motion by Mr. Allen,

That the Senate proceed to the consideration of the resolutions, submitted the 17th May, in relation to the right of the people of Rhode Island to form a State Government;

It was determined in the affirmative, { Yeas, ... 21, / Nays, ... 15.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Bagby, Benton, Buchanan, Choate, Crafts, Fulton, King, McRoberts, Merrick, Preston, Sevier, Sturgeon, Tallmadge, Tappan, Walker, Wilcox, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Bates, Berrien, Clayton, Conrad, Crittenden, Cuthbert, Evans, Henderson, Huntington, Kerr, Mangum, Morehead, Smith, of Indiana, White, Woodbridge.

So,

The Senate proceeded to consider the said resolution.

On motion by Mr. Allen,

Ordered, That the further consideration thereof be postponed to, and made the order of the day for, Monday, the 4th day of July next.

The Senate proceeded to consider the resolution submitted by Mr. Conrad, the 14th instant, which, having been modified by Mr. Conrad, was agreed to, as follows:

Resolved, That the President be requested to communicate to the Senate, so far as he may deem it compatible with the public interests, what measures, if any, have been taken to obtain the recognition, by the Mexican Government, of such claims of American citizens, as were laid before the late joint commission, but were not finally acted on by it, and the satisfaction of such claims as were admitted by said commission; also, whether any facts have come to his knowledge, calculated to induce a belief that any claims have been rejected in consequence of the evidence thereof, having been withheld by the Mexican Government, its officers, or agents; and any other information which he may deem it expedient to communicate relative to said claims.

The Senate proceeded to consider the resolution reported by the Commit-

tee on Military Affairs, on the petition of Henry McKavett, for himself and others; and, in concurrence therewith,

Resolved, That the prayer of the petitioners ought not to be granted.

The Senate proceeded to consider the report of the Committee on Naval Affairs, on the petition of John R. Shaw; and,

On motion by Mr. Berrien,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution reported by the Committee on Public Lands, on the claim of Joseph Roby; and,

On motion by Mr. Tallmadge,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution reported by the Committee on Naval Affairs, on the petition of Addison Searle; and, in concurrence therewith,

Resolved, That the prayer of the petitioner be not granted.

The Senate proceeded to consider the resolution reported by the Committee on Pensions, on the petition of the heirs of Phebe Root; and, in concurrence therewith,

Resolved, That the prayer of the petitioners ought not to be granted,

The Senate proceeded to consider the resolution reported by the Committee on Pensions, on the petition of Elijah Sanborn; and,

Resolved, That the prayer of the petition ought not to be granted.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 89) for the relief of the heirs and legal representatives of Joseph Morris, deceased; and, no amendment being made, it was reported to the Senate.

On the question, "Shall this bill be engrossed, and read a third time?"

It was determined in the negative.

So,

The bill was rejected.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 75) for the relief of the representatives of John de Treville, deceased, and,

On motion by Mr. Phelps,

Ordered, That it lie on the table.

The bill (S. 256) to provide for publishing an account of the discoveries made by the Exploring Expedition, under the command of Lieutenant Wilkes, of the United States navy; having been reported by the committee correctly engrossed, was read a third time.

On motion by Mr. Kerr,

That the bill be recommitted to the Committee on Patents and the Patent Office;

It was determined in the negative.

The question recurring on the passage of the bill;

Resolved, That this bill pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. White reported from the committee, that they had this day presented to the President of the United States, the following bills:

H. R. 41. An act for the relief of Francis G. McCauly;

H. R. 73. An act for the apportionment of Representatives among the several States, according to the Sixth Census;

H. R. 224. An act for the relief of Charles H. Atherton;

S. 134. An act for the relief of George Nix;

S. 254. An act authorizing the county commissioners, of Lake county, Illinois, to enter a quarter section of land for a seat of justice in said county.

The Senate resumed, as in Committee of the Whole, the bill (S. 181) to provide further remedial justice in the courts of the United States; and, after debate, it was reported to the Senate, as amended.

On motion by Mr. Berrien,

The Senate adjourned.

WEDNESDAY, JUNE 22, 1842.

Mr. Cuthbert having stated that in voting yesterday in the negative, on the motion to consider the resolution submitted by Mr. Allen the 17th May, in relation to the right of the people of Rhode Island to form a State government, he was under an erroneous impression as to the state of the question, was permitted, by unanimous consent, to have his name recorded in the affirmative.

Mr. Evans presented a memorial of citizens of Bristol, a memorial of citizens of Waldoboro', and a memorial of citizens of New Castle and Nobleboro', in the State of Maine, severally remonstrating against the bill (H. R. 229) extending the collection district of Wiscasset; which were ordered to lie on the table.

Mr. Young submitted documents in relation to the sale of the lead mine lands in the State of Illinois and Territories of Iowa and Wiconsin.

On motion by Mr. Young, that they be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Buchanan presented three memorials of citizens of Pennsylvania, praying the adoption of a plan submitted by them for sustaining the credit and restoring the currency of the country; which were referred to the Committee on Finance.

Mr. Buchanan presented three memorials of citizens of Pennsylvania, praying an increase of the duties on imports for the protection of domestic manufactures; which were referred to the Committee on Manufactures.

Mr. Tallmadge presented a petition of citizens of New York, praying the early action of Congress on the bill imposing duties on imports; which was referred to the Committee on Manufactures.

Mr. Merrick, from the Committee on the Post Office and Post Roads, reported a bill (S. 284) for the relief of William de Buys, postmaster at New Orleans; which was read, and passed to the second reading.

Mr. Crafts, from the Committee on Printing, reported in favor of printing the documents in relation to the sale of the lead mineral lands in the State of Illinois, and Territories of Iowa and Wisconsin; and,

Ordered That they be printed.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a resolution (H. R. 14) to authorize the commissioner appointed to prepare rules and regulations for the naval service, to appoint a clerk; in which they request the concurrence of the Senate.

The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of their President.

The President signed the enrolled bill (H. R. 76) reported yesterday to have been examined, and it was delivered to the committee to be presented to the President of the United States.

The resolution (H. R. 14) to authorize the commission appointed to prepare rules and regulations for the naval service to appoint a clerk, was read the first and second times, by unanimous consent, and referred to the Committee on Naval Affairs.

The Senate proceeded to consider the resolution submitted by Mr. Woodbury the 3d of January, in relation to the loans made since December last; and,

On motion by Mr. Evans,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution submitted by Mr. Graham the 5th April, to establish an additional joint rule in relation to private claims; and,

On motion by Mr. Linn,

Ordered, That the further consideration thereof be postponed to Monday, the 27th instant.

The Senate resumed, as in Committee of the Whole, the bill (H. R. 75) making appropriations for the support of the army and of the military academy for the year 1842, together with the amendments, reported thereto; and

On the question to agree to the following amendment: "sec. 1, line 6, after 'forty-two,' strike out the following proviso; '*Provided*, That the recruiting service shall cease until the number of non-commissioned officers and privates in the various companies of the several artillery and infantry regiments shall be reduced, by death, expiration of term of service, or other causes, and such discharges as the President may from time to time direct, to the number fixed by the act entitled, 'An act to reduce and fix the military peace establishment of the United States,' approved March 2, 1821: *And provided further*, That no part of this appropriation shall be applied, after the thirtieth day of September next, to the payment of the regiment of dragoons established and authorized by the act of 23d of May, 1836: *And provided, also*, That no money appropriated in this bill, or hereafter to be appropriated, shall be applied to the payment of any larger sum of money to the officers attached to the general staff, to wit: those in the Adjutant General's department, the Inspector General's department, the Quartermaster General's department, the Subsistence department, the Purchasing department, the Medical department, the Pay department, the Corps of Engineers, the Topographical Engineers, the Ordnance department, and the Military Academy, than the sums now paid to the officers of the same grade in the infantry and artillery service, whether the same be for their pay or emoluments, or any other service;'"

It was determined in the affirmative, { Yeas, ... 28, / Nays, ... 8.

On motion by Mr. Evans,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bagby, Barrow, Bates, Bayard, Benton, Berrien, Choate, Conrad, Crafts, Crittenden, Evans, Fulton, Graham, Henderson, Huntington, Kerr, Linn, Mangum, Merrick, Morehead, Preston, Rives, Sevier, Smith, of Indiana, Tallmadge, Walker, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Clayton, McRoberts, Sturgeon, Tappan, Wilcox, Woodbury, Wright.

The reported amendments having been agreed to,

A motion was made by Mr. Preston to amend the bill by inserting, sec. 1, line 116, after the word "dollars," "*of which sum sixty thousand dollars may, at the discretion of the Secretary of War, be applied to the purchase of arms;*" and

It was determined in the affirmative, { Yeas, ... 22, / Nays, ... 16.

On motion by Mr. Bates,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Bayard, Benton, Berrien, Buchanan, Conrad, Crittenden, Evans, Kerr, Linn, Mangum, Merrick, Morehead, Phelps, Preston, Sevier, Smith, of Connecticut, Sturgeon, Tallmadge, Tappan, Walker.

Those who voted in the negative, are,

Messrs. Bagby, Barrow, Bates, Choate, Clayton, Cuthbert, Fulton, Graham, Henderson, King, McRoberts, Smith, of Indiana, White, Wilcox, Woodbridge, Woodbury.

The bill having been further amended, was reported to the Senate, and the amendments were concurred in.

Ordered, That the amendments be engrossed, and the bill read a third time.

The amendments to the said bill having been reported by the committee correctly engrossed, the bill was read a third time as amended.

Resolved, That the said bill pass with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

After the consideration of Executive business,

The Senate adjourned.

THURSDAY, June 23, 1842.

Mr. Conrad presented twenty-three memorials of planters and sugar manufacturers of the State of Louisiana, praying an increase of the duty on imported sugars.

On motion by Mr. Conrad,

That one of the said memorials be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Tappan presented the memorial of Joshua Leavitt, praying that, in revising the tariff, a discrimination may be made in favor of the products of such countries as admit into their ports free of duties American grain, flour, and salted meat; which was referred to the Committee on Agriculture.

Mr. Merrick submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the President be requested to communicate to the Senate the number, and names, and rank of the officers of the corps of engineers, of topographical engineers, and of the ordnance department, who, under the fifth and sixth rules of the regulations of the War Department, of the 23d of May, 1842, will be deemed to be entitled to double rations, and the number of additional rations to which each will be entitled, designating the posts at which they may be stationed, the nature and description of the duties of each, and also the number of soldiers constituting their respective commands.

Mr. Woodbury, from the Committee of Claims, to whom was referred the petition of William Strong, submitted an adverse report; which was ordered to be printed.

Mr. Archer, from the Committee on Naval Affairs, reported a bill (S. 285) to authorize the construction of a depot for charts and instruments of the Navy of the United States; which was read, and passed to the second reading.

Mr. Evans, agreeably to notice, asked and obtained leave to bring in a bill (S. 286) to define and establish a fiscal year of the Treasury of the United States; which was read the first and second times, by unanimous consent, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

Mr. Preston, from the Committee on Military Affairs, to whom was referred the bill (S. 269) to amend an act entitled, "An act to provide for the payment of horses or other property lost or destroyed in the military service of the United States, approved the 18th day of January, 1837, reported it without amendment.

Mr. Bayard, from the Committee on Naval Affairs, to whom was referred the bill (S. 233) to regulate enlistments in the naval service, reported it with an amendment; which was read.

Agreeably to notice, Mr. Preston asked and obtained leave to bring in a resolution (S. R. 15) for the relief of Ferdinand Petrich; which was read the first and second times, by unanimous consent, and considered as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The Senate proceeded to consider the resolution submitted by Mr. Wright the 17th instant, in relation to a daily recess; and, an amendment having been proposed by Mr. Smith, of Indiana:

On motion by Mr. Benton,

Ordered, That the resolution lie on the table.

The Senate resumed the consideration of the bill (S. 216) to provide for the satisfaction of claims under the 14th and 19th articles of the treaty of Dancing-rabbit creek, concluded in September, 1830; together with the amendment proposed by Mr. Henderson; and,

On motion by Mr. King,

Ordered, That the further consideration of the bill be postponed until to-morrow.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 480) to extend, for a limited period, the present laws for laying and collecting duties on imports.

An amendment having been proposed by Mr. Evans, a debate ensued; and,

On motion by Mr. Preston,

That the bill lie on the table:

It was determined in the negative, { Yeas, ... 17, Nays, ... 21.

On motion by Mr. Evans,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Benton, Berrien, Buchanan, Cuthbert, Fulton, King, Linn, McRoberts, Preston, Smith, of Connecticut, Tappan, Walker, Wilcox, Woodbury, Wright.

Those who voted in the negative, are,

Messrs. Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Evans, Graham, Huntington, Kerr, Mangum, Miller, Morehead, Porter, Simmons, Smith, of Indiana, Tallmadge, White, Woodbridge.

On motion by Mr. Cuthbert,

That the Senate adjourn:

It was determined in the negative, { Yeas, ... 19, / Nays, ... 21.

On motion by Mr. Evans,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Benton, Berrien, Buchanan, Cuthbert, Fulton, Henderson, King, Linn, McRoberts, Porter, Smith, of Connecticut, Tappan, Walker, White, Wilcox, Woodbury, Wright.

Those who voted in the negative, are,

Messrs. Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Simmons, Smith, of Indiana, Tallmadge, Woodbridge.

On the question to agree to the following amendment proposed by Mr. Evans: Sec. 1, line 17, after the word "provided," strike out the residue of the bill, and insert: "*That the distribution of the proceeds of the public lands authorized and directed by the act of Congress passed the 4th of September*, 1841, *entitled*, '*An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights*,' *shall be, and the same is hereby, suspended and postponed, until the 1st day of August*, 1842; *and the said act of the 4th of September*, 1841, *shall be no otherwise, or further affected or modified, than merely to postpone to the said first day of August next, the distribution of the said proceeds, directed by that act to be made on the 1st day of July*, 1842, *anything contained in this act or the said act of the 4th of September*, 1841, *to the contrary notwithstanding*;"

A motion was made by Mr. Berrien to amend the amendment by striking out all after the word "that," and inserting: "*the provisions of the second and third sections of the act entitled*, '*An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights*,' *passed 4th September*, 1841, *and the proviso in the sixth section of the said act shall be, and the same is hereby, suspended until the first day of August next, after which day the said provisions of the said second and third sections, and the proviso in the said sixth section, shall revive and be in force*;"

It was determined in the negative, { Yeas, ... 20, / Nays, ... 22.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Bagby, Benton, Berrien, Buchanan, Cuthbert, Fulton, Henderson, King, Linn, McRoberts, Preston, Rives, Smith, of Connecticut, Tappan, Walker, Wilcox, Woodbury, Wright.

Those who voted in the negative, are,

Messrs. Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Evans, Graham, Huntington, Kerr, Mangum, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Tallmadge, White, Woodbridge.

So,

The amendment to the amendment was disagreed to.

On motion by Mr. Buchanan,

That the Senate adjourn:

It was determined in the negative, { Yeas, ... 20, Nays, ... 22.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Berrien, Buchanan, Cuthbert, Fulton, Henderson, King, Linn, McRoberts, Smith, of Connecticut, Sturgeon, Tappan, Walker, White, Wilcox, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Evans, Graham, Huntington, Kerr, Mangum, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Tallmadge, Woodbridge.

On motion by Mr. Buchanan,

To amend the amendment, by striking out the last clause thereof:

It was determined in the negative.

On motion by Mr. Linn,

The Senate adjourned.

FRIDAY, JUNE 24, 1842.

The President pro tempore laid before the Senate a report of the Secretary of the Navy, made in compliance with a resolution of the Senate, accompanied by results of an examination of an invention of Thomas S. Easton, to prevent the explosion of steam-boilers; which was read.

On motion by Mr. Bagby, that the report be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Tallmadge presented a memorial of citizens of Buffalo, New York, praying that no reduction may be made in the army or navy of the United States; which was ordered to lie on the table.

Mr. Tallmadge presented the proceedings and memorial adopted at a meeting of miners and citizens of Wisconsin and Illinois, held in Iowa county, Wisconsin Territory, praying the adoption of the plan recommended by the superintendent of the lead mines to the War Department, for leasing the mineral lands of the United States to miners only; which were referred to the Committee on Public Lands.

On motion by Mr. Tallmadge, that the proceedings and memorial be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Smith, of Indiana, presented the proceedings and memorial adopted at a meeting of miners and citizens of Illinois and Wisconsin, held in Iowa county, Wisconsin Territory, in favor of the plan recommended by the superintendent of the lead mines to the War Department, for leasing the mineral lands of the United States to miners only; which were referred to the Committee on Public Lands.

On motion by Mr. Smith, of Indiana, that the proceedings and memorial be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. McRoberts presented the proceedings of a meeting of citizens held in Morgan county, in the State of Illinois, in favor of a protective tariff, a reduction of the pay and mileage of Members of Congress, and a restric-

tion of the franking privilege to the time Congress may remain in session; which were referred to the Committee on Retrenchment.

Mr. Young submitted additional documents in relation to the disposition of the lead mine lands in Illinois, Wisconsin, and Iowa; which were referred to the Committee on Public Lands.

On motion by Mr. Young, that they be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Walker presented the petition of John J. McCaughan, praying a donation of a portion of the marsh lands lying on the Mexican gulf, belonging to the United States, for the purpose of testing their adaptation to agricultural purposes; which was referred to the Committee on Public Lands.

Mr. Henderson submitted an additional document in relation to the claim of A. T. McMurtry, which was referred to the Committee of Claims.

Mr. Bates submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Secretary of War be directed to inform the Senate when the late superintendents of the public armories at Springfield and Harper's ferry were removed, and whether successors have been appointed; and if appointed, when, by whom, and in virtue of what authority, and the purport of their commissions.

Mr. Crafts, from the Committee on Printing, reported in favor of printing the following subjects:

Documents in relation to the mineral lands in Iowa and Wisconsin, presented this day;

Memorial of sugar planters and sugar manufacturers, in the State of Louisiana, presented the 23d instant; and,

Ordered, That they be printed.

On motion by Mr. Smith, of Indiana,

Ordered, That the Committee on Public Lands be discharged from the further consideration of the petition of Shelton Smith.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred the petition of Selah Van Duzer, submitted an adverse report; which was ordered to be printed.

The Senate proceeded to consider the resolution reported by the Committee on Finance, on the memorial of William Blake; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee on Pensions, on the petition of Thomas Quantril; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the following bills:

S. 92. An act for the relief of Jacob Pennell and others, owners of the Eliza of Brunswick;

S. 93. An act for the relief of Jesse Carpenter.

The House of Representatives have passed the bill from the Senate (S. 10) for the relief of the heirs of Daniel Pettibone, deceased, with an amendment, in which they request the concurrence of the Senate.

They have passed the following bills:

H. R. 132. An act to amend the acts of July, eighteen hundred and thirty-six and eighteen hundred and thirty-eight, allowing pensions to certain widows;

H. R. 254. An act for the relief of John Keith;

H. R. 255. An act for the relief of George Morriss, of Virginia;

H. R. 256. An act for the relief of George Sutherland;

H. R. 257. An act for the relief of Phillis Tatton;

H. R. 258. An act for the relief of Presly Gray;

H. R. 259. An act for the relief of Samuel Hutchinson;

H. R. 260. An act granting a pension to Catharine Allen, widow of Henry Allen;

H. R. 261. An act for the relief of Elizabeth Colfax;

H. R. 262. An act for the relief of Margaret McMurtry, widow of John McMurtry, deceased;

H. R. 263. An act for the relief of Catharine Wilson, widow of James Wilson, deceased;

H. R. 264. An act for the relief of Hannah Waldo, widow of the late Captain Samuel Thompson, deceased;

H. R. 265. An act for the relief of Hannah Carrier;

H. R. 266. An act for the relief of Nathan Baldwin, of New York;

H. R. 267. An act for the relief of Elizabeth Gibbs;

H. R. 268. An act for the relief of Christiana Low;

H. R. 269. An act for the relief of Mary Rand;

H. R. 270. An act for the relief of the heirs and legal representatives of Oliver Parish, deceased;

H. R. 271. An act for the relief of Elisha Davis;

H. R. 272. An act for the relief of Amy Van Wart;

H. R. 273. An act for the relief of Sally Day;

H. R. 274. An act for the relief of Catharine W. Callender;

H. R. 275. An act for the relief of Sally McCraw;

H. R. 276. An act for the relief of Mary Pike, widow of Simeon Pike;

H. R. 277. An act for the relief of the legal representatives of Colonel John H. Stone, deceased;

H. R. 278. An act giving Catharine Lehman the benefit of the act of the seventh July, eighteen hundred and thirty eight;

H. R. 279. An act giving Sally Pratt the benefit of the act of the seventh July, one thousand eight hundred and thirty-eight;

H. R. 280. An act for the relief of William Slocum;

H. R. 281. An act for the relief of John E. Wright;

H. R. 282. An act for the relief of F. B. de Bellevue;

H. R. 284. An act for the relief of William Glover;

H. R. 287. An act granting a pension to Jeremiah Kimball;

H. R. 218. An act for the relief of John Johnston;

H. R. 301. An act for the relief of Eli Wheat and Stephen White;

H. R. 92. An act for the relief of Barnabas Palmer;

H. R. 95. An act for the relief of John Underwood;

H. R. 297. An act for the relief of Benjamin C. Roberts;

H. R. 298. An act for the relief of Thomas D. Gilson;

H. R. 317. An act for the relief of Robert Davis;

H. R. 318. An act for the relief of John Core;

H. R. 321. An act for the relief of the heirs and representatives of Josias Thompson;

H. R. 323. An act for the relief of Charles F. Sibbald;

H. R. 316. An act for the relief of John B. Pierce;

H. R. 324. An act for the relief of Elliot Smith and Nathan Farnsworth;

H. R. 330. An act for the relief of Henry Gee;

H. R. 332. An act for the relief of George H. Walker;

H. R. 333. An act for the relief of the heirs of James L. May;

H. R. 335. An act to compensate the township of Dublin, in Mercer county, Ohio, for the loss of school lands;

H. R. 245. An act for the relief of Eugene Borel;

H. R. 246. An act to confirm the widow and heirs of Emanuel Trechel, in their claim to a tract of land;

H. R. 249. An act for the relief of Thomas W. Chinn;

H. R. 250. An act to confirm Antonio Cherino in his claim to a tract of land in the State of Louisiana;

H. R. 315. An act for the relief of James Seaburn;

H. R. 243. An act for the relief of the representatives of Major General Baron de Kalb, deceased; in which they request the concurrence of the Senate.

They have rejected the bill from the Senate (S. 66) entitled, "An act for the relief of George de Passau, of Louisiana."

The Senate resumed the consideration of the bill (S. 216) to provide for the satisfaction of claims arising under the 14th and 19th articles of the treaty of Dancing Rabbit Creek, concluded in September, 1830.

On the question to agree to the following amendment, proposed by Mr. Henderson: Strike out all the bill, after the enacting clause, and insert the following:

"*That the act approved on the third of March, eighteen hundred and thirty-seven, entitled, 'An act for the appointment of commissioners to adjust the claims to reservations of land under the fourteenth article of the treaty of eighteen hundred and thirty, with the Choctaw Indians;' and, also, the act approved on the twenty-second day of February, eighteen hundred and thirty-eight, entitled, 'An act to amend an act entitled, "An act for the appointment of commissioners to adjust the claims to reservations of land under the fourteenth article of the treaty of eighteen hundred and thirty, with the Choctaw Indians," so far as the same are not repealed or modified by the provisions of this act,' be and the same are hereby revived and continued in force until the powers conferred by this act shall be fully executed, subject, nevertheless, to repeal or modification, by any act of Congress. And all the powers and duties of the commissioners are hereby extended to claims arising under the nineteenth article of the said treaty, and under the supplement to the said treaty, to be examined in the same manner and with the same effect as in cases arising under the fourteenth article of the said treaty; and the decision of said commissioners, in all cases, shall be final and conclusive.*

"SEC. 2. *And be it further enacted, That whenever the commissioners to be appointed to investigate the claims specified in the said recited acts, and in this act, shall deem the advice or other assistance of counsel necessary in any of the proceedings before them, they may require the district attorney of the southern district of Mississippi, or the district attorney of the northern district of Mississippi, to attend them, and render such assistance, and the attorney rendering such services shall receive such compensation therefor as the commissioners shall* certify to be reasonable, *in proportion to*

the time occupied; but the whole amount so allowed shall not exceed the sum of two thousand dollars in any one year, to be paid out of any money in the Treasury not otherwise appropriated; and that the fourth section of the said first-recited act, and so much of the fifth section of the same act as is inconsistent with this provision, and the sixth section of the said secondly-recited act, be and the same are hereby repealed.

"SEC. 3. *And be it further enacted, That subpœnas for the attendance of witnesses before the said commissioners, and process to compel such attendance, on behalf of the United States, may be issued by the said commissioners, or any two of them, under their seals, in the same manner and with the same effect as if issued by courts of record, and may be executed by the marshal of any district, or by any sheriff, deputy sheriff, or other peace-officer designated by the said commissioners, who shall receive for such services the same fees as are allowed in the district court of the United States for the district in which the same shall be rendered for similar services, to be paid on the certificate of the commissioners, out of the contingent fund appropriated by the fourth section of the act secondly above recited, which was approved on the twenty-second day of February, one thousand eight hundred and thirty-eight, and which is revived by this act.*

"SEC. 4. *And be it further enacted, That when it shall appear, to the satisfaction of said commissioners, that any Choctaw head of a family, who was entitled to a reservation under the fourteenth article of said treaty, had offered to comply with all the requisites of said article, and shall have failed to obtain such reservation by reason of the neglect, omission, or misconduct, of any of the agents or officers of the United States, and that such reservation has been sold or disposed of by the United States, they shall proceed to ascertain the quantity of lands to which such Choctaw was entitled, for himself and family, and shall, in lieu thereof, issue to every such claimant a scrip or certificate, indicating the quantity of land to which the claimant was entitled under said treaty, which scrip shall not be transferable or assignable, under penalty of forfeiture of the entire claim to which it refers; each and every certificate shall be numbered in successive order, as issued, signed by the secretary, and countersigned by the presiding commissioner of said board; and shall entitle the claimant to enter an equal quantity of land to that specified in the claim, of any lands which may be subject to sale at private entry, in the States of Mississippi, Arkansas, and Louisiana, in any sectional subdivision of the public surveys.*

"SEC. 5. *And be it further enacted, That when it shall appear, to the satisfaction of the commissioners, that a claimant is justly entitled to land by the treaty, and that such claimant is still in possession of the lands on which he or she lived at the time of making the treaty, the commissioners shall issue to each claimant a certificate of confirmation for the quantity of land to which the claim is entitled, to include the improvements; and which certificate, on being surrendered at the proper land-office, shall entitle the claimant to an exclusive right to enter the lands so possessed, according to sectional surveys and subdivisions, in the most compact form, including the improvements; and if any portion of said resident claim shall have been taken by virtue of pre-emption rights, or other sale of the Government, and sufficient of public land shall not remain adjoining the improvements to satisfy the claim, then the claimant shall be entitled to enter an equal quantity of land so taken or sold, of any other lands subject to sale at private entry, as provided for by the fourth section of this act.*

"SEC. 6. *And be it further enacted, That when several claimants, entitled to land under the treaty, shall reside on the same section of land, the certificate of confirmation to be issued by the commissioners shall, in all cases, be a joint certificate for said section of land to the several claimants so jointly in possession, setting forth their names respectively. Such certificate shall entitle the several claimants to enter the section of land so jointly possessed, in several sectional subdivisions correspondent to the number of claimants, so that each claimant shall secure his separate improvement as nearly as such sectional division will admit of. And for the balance of land which, after such division, shall remain due to each of such joint claimants, separate scrip may issue, whereby entry of other lands may be made, as is provided for by the fourth section of this act; and that all claims heretofore examined and reported on, under the acts hereby revived, shall be placed on the same footing with those hereafter to be examined, and the same action shall be had and applied in adjusting and determining the said claims; anything in the said acts to the contrary notwithstanding.*

"SEC. 7. *And be it further enacted, That the commissioners, in prosecuting their inquiries into the present condition of the claims under the nineteenth article, shall ascertain the several claims which have been located under said article, and all those yet claimed but not located; assigning each to the classification to which they respectively belong, by virtue of the quantity of improved land, and other qualifications, which severally distinguish their classes under said article. And in all cases where said locations have been made and the titles not perfected, or where the claimant has held and continues his possession without a location, the commissioners shall award to the claimants respectively a certificate of confirmation according to the proof of the claim, and which shall entitle the claimants to perfect his or their titles through the land office, in the same manner and subject to the same rules as is provided for by the sections five and six of this act. And in all other cases of claim under said nineteenth article, where location has not been made, or possession retained, and the claimant shall establish by proof before the commissioners, that he was turned out of, or abandoned his possession under constraint of white men, and against his will, and that he procured himself to be registered as a claimant under said nineteenth article, on or before the first day of January, eighteen hundred and thirty-two, the claimant shall be entitled to a scrip or certificate for an amount of land equal to the reservation of which he has been deprived, which shall be subject to the same use, rights, and rules, in entry of lands, as is provided for by the fourth section of this act.*

"SEC. 8. *And be it further enacted, That the commissioners to be appointed under this act shall also ascertain and determine the quantity of land to which any Choctaw or other person named in the supplement to the said treaty of Dancing-rabbit creek, was entitled by virtue thereof, and which such person has by any means been prevented from receiving; and they shall, thereupon, issue him scrip for a like quantity of land to which the claimant was entitled, which shall be available as provided for by the fourth section of this act.*

"SEC. 9. *And be it further enacted, That all claims, of whatever kind, which by this act is submitted to the decision of said commissioners, shall, within six months after the meeting of said commissioners, be presented to them for confirmation, and registered by the secretary, with the date of pre-*

sentment affixed; and all claims not presented within the time aforesaid, shall be for ever barred, and the claims adjudged null and void.

"SEC. 10. *And be it further enacted, That all certificates of confirmation, and all entry scrip, shall be received in the land offices to which they appertain or may be presented as payment for the land specified therein or entered thereby; and shall entitle the claimant to a patent certificate in the usual form, except such patent certificate shall specify the consideration on which it issued; and which certificate being presented to the Commissioner of the General Land Office, shall entitle the holder to a patent for the land therein designated.*

"SEC. 11. *And be it further enacted, That every certificate, which, by this act, is made necessary to be filed in the land offices, shall be so presented, and the land thereby represented duly entered in the land office, within twelve months after the board of commissioners shall make their final adjournment; or shall thence afterward be barred, and the claims therein represented adjudged null and void.*

"SEC. 12. *And be it further enacted, That the sum of four thousand dollars be, and the same is hereby, appropriated, to be paid out of any money in the Treasury not otherwise appropriated, to be expended by said commissioners, under the direction of the President of the United States, for additional clerk-hire, interpreters, and other incidental expenses.*

"SEC. 13. *And be it further enacted, That nothing herein contained shall be so construed as to interfere, in any way or manner, with the rights and titles to those lands in the Choctaw nation which are claimed by virtue of any sale from the Government of the United States.*

"SEC. 14. *And be it further enacted, That the registers and receivers of the several land offices in which entries may be made, or other evidence of title established under the provisions of this act, shall, in all other respects not specially provided for by this act, be governed in their proceedings under this act by order and directions from the Commissioner of the General Land Office; and in all cases where the original claimant under the treaty shall be dead, the claim may be proceeded in, established, and patented, in the name of his legal representatives.*

"SEC. 15. *And be it further enacted, That the powers and duties of the said commissioners shall cease at the expiration of two years from the time of the first organization of the board; and their proceedings may be terminated by the President at any time previous to the expiration of the said two years; and the records of the board, and the papers thereto appertaining, shall, after their adjournment, be filed in the department of the General Land Office. And in each and every case where land scrip shall be awarded in satisfaction of a claim, it shall operate as a formal release from the claimant to the United States, and their assignees, of the original claim for which the scrip is a substitute;"*

It was determined in the affirmative, { Yeas, ... 18, / Nays, ... 13.

On motion by Mr. Henderson,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Barrow, Bates, Benton, Berrien, Buchanan, Cuthbert, Graham, Henderson, Mangum, Miller, Rives, Sturgeon, Tappan, Wilcox, Woodbury, Young.

Those who voted in the negative, are,

Messrs. Clayton, Crafts, Evans, Fulton, King, Linn, Morehead, Phelps, Smith, of Indiana, Walker, White, Woodbridge, Wright.

On motion by Mr. Morehead,

That the bill lie on the table,

It was determined in the negative, { Yeas, ... 14, Nays, ... 20.

On motion by Mr. Henderson,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Benton, Clayton, Evans, Fulton, Huntington, Morehead, Phelps, Porter, Preston, Smith, of Indiana, Sturgeon, White, Wilcox, Wright.

Those who voted in the negative, are,

Messrs. Allen, Archer, Bagby, Barrow, Buchanan, Crafts, Cuthbert, Graham, Henderson, King, Linn, McRoberts, Mangum, Miller, Rives, Smith, of Connecticut, Tappan, Walker, Woodbury, Young.

On motion by Mr. Tappan,

To reconsider the vote on agreeing to the amendment proposed by Mr. Henderson,

It was determined in the affirmative, { Yeas, ... 19, Nays, ... 15.

On motion by Mr. Henderson,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Clayton, Crafts, Crittenden, Evans, Fulton, Huntington, King, Linn, McRoberts, Phelps, Porter, Preston, Rives, Smith, of Connecticut, Smith, of Indiana, Tappan, Woodbridge, Wright.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bayard, Benton, Berrien, Buchanan, Cuthbert, Graham, Henderson, Mangum, Miller, Sturgeon, Walker, Woodbury, Young.

On motion by Mr. Evans,

Ordered, That the further consideration of the bill be postponed until to-morrow.

The bill (S. 286) to define and establish the fiscal year of the Treasury of the United States, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That this bill pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The resolution (S. 15) for the relief of Ferdinand Petrich, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That this resolution pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider the amendment of the House of Representatives to the bill (S. 10) for the relief of the heirs of Daniel Pettibone, deceased; and,

On motion by Mr. Graham,

Ordered, That the further consideration thereof be postponed until to-morrow.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (H. R. 480) to extend for a limited period the present laws for laying and collecting duties on imports.

The question recurring on agreeing to the amendment proposed by Mr. Evans to the proviso, sec. 1, line 17:

It was determined in the affirmative, { Yeas, ... 23, Nays, ... 18.

On motion by Mr. Evans,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Evans, Graham, Henderson, Huntington, Kerr, Mangum, Miller, Morehead, Porter, Simmons, Smith, of Indiana, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Benton, Berrien, Cuthbert, Fulton, King, Linn, McRoberts, Preston, Rives, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Woodbury, Wright, Young.

So,

The amendment was agreed to.

No further amendment being proposed, the bill was reported to the Senate, as amended.

The question being on concurring in the amendment,

A motion was made by Mr. Wright to amend the amendment, by striking out the following words: "and the said act of the fourth of September, 1841, shall be no otherwise or further affected or modified than merely to postpone to the said first day of August next the distribution of said proceeds directed by that act to be made on the first day of July, 1842, anything contained in this act, or the said act of the 4th of September, 1841, to the contrary notwithstanding;"

It was determined in the negative, { Yeas, ... 19, Nays, ... 22.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Benton, Berrien, Buchanan, Cuthbert, Fulton, Henderson, King, Linn, McRoberts, Rives, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Evans, Graham, Huntington, Kerr, Mangum, Miller, Morehead, Porter, Simmons, Smith, of Indiana, Tallmadge, White, Woodbridge.

The amendment was then concurred in.

On motion by Mr. King,

To amend the bill, by striking out the proviso, amended as follows: "*Provided*, That the distribution of the proceeds of the public lands authorized and directed by the act of Congress, passed the fourth of September, 1841, entitled, 'An act to appropriate the proceeds of the sales of the public lands and to grant pre-emption rights,' shall be, and the same is hereby suspended or postponed until the first day of August, eighteen hundred and forty-two; and the said act of the fourth of September, eighteen hundred and forty-one, shall be no otherwise or further affected or modified than merely to postpone to the said first day of August next the distribution of said proceeds, directed by that act to made on the first day of July, eighteen hundred and forty-two, anything contained in this act or

the said act of the fourth of September, eighteen hundred and forty-one, to the contrary notwithstanding;"

It was determined in the negative, { Yeas, ... 21. / Nays, ... 21.

On motion by Mr. King,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Benton, Berrien, Buchanan, Cuthbert, Fulton, Henderson, King, Linn, McRoberts, Preston, Rives, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Graham, Huntington, Kerr, Mangum, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Tallmadge, White, Woodbridge.

On motion by Mr. Woodbury,

To amend the bill by inserting, line 10, after "1842," "except that after the 30th of June, 1842, no duty shall be assessed at a higher rate than what is equivalent to twenty per cent;"

It was determined in the negative.

No further amendment being proposed,

On the question, "Shall the amendment be engrossed, and the bill be read a third time?"

It was determined in the affirmative.

The amendment to the said bill having been reported by the committee correctly engrossed, the bill was read a third time, as amended.

On the question, "Shall this bill pass as amended?"

It was determined in the affirmative, { Yeas, ... 24, / Nays, ... 19.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Evans, Graham, Henderson, Huntington, Kerr, Mangum, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Benton, Berrien, Buchanan, Cuthbert, Fulton, King, Linn, McRoberts, Preston, Rives, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Woodbury, Wright, Young.

So it was,

Resolved, That this bill pass with an amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

On motion,

The Senate adjourned.

SATURDAY, JUNE 25, 1842.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

In compliance with the resolution of the Senate, of the 16th of February

last, I herewith transmit a letter from the Secretary of State, and the papers in that Department called for by the resolution aforesaid.

JOHN TYLER.

WASHINGTON, *June* 24, 1842.

The message was read.

On motion by Mr. Woodbury,

That it be printed,

Ordered, That the motion be referred to the Committee on Printing.

On motion by Mr. Evans,

Ordered, That the message be referred to the Committee on Public Buildings.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

I transmit, herewith, to the Senate, the translation of a letter addressed by the minister of France at Washington, to the Secretary of State of the United States, and a copy of the answer given thereto by my direction; and invite to the subject of the minister's letter, all the consideration due to its importance, and to a proposition originating in a desire to promote mutual convenience, and emanating from a Government with which it is both our interest and our desire to maintain the most amicable relations.

JOHN TYLER.

WASHINGTON, *June* 24, 1842.

The message was read; and,

Ordered, That it be referred to the Committee on Foreign Relations.

Mr. Bagby submitted the following resolution for consideration:

Resolved, That the Committee on Indian Affairs be instructed to inquire what amount of money, in addition to the contract price, was paid to John Ross for removing the Cherokee Indians west of Mississippi; and for what additional services said amount, if any, was paid; and that the committee have power to send for persons and papers, and report the result of their inquiries to the Senate with the least practicable delay.

On motion by Mr. Bates,

Ordered, That John Lang have leave to withdraw his petition and papers.

Mr. Crafts, from the Committee on Printing, reported in favor of printing a report of the Secretary of the Navy, in relation to an invention to prevent steamboat explosions; and,

Ordered, That the report be printed.

Mr. Crafts, from the Committee on Printing, reported against printing a memorial of the Louisville Chamber of Commerce, presented the 24th February last.

The bills, yesterday received from the House of Representatives, were severally read the first and second times, by unanimous consent.

Ordered, That the bill numbered 315, be referred to the Committee on Finance; that the bills numbered 316 and 324, be referred to the Committee on Commerce; that the bills numbered 218 and 301, be referred to the Committee on the Judiciary; that the bills numbered 92, 95, 297, 298, 317, 318, 321, and 323, be referred to the Committee of Claims; that bills numbered 330, 332, 333, and 335, be referred to the Committee on Public Lands; that the bills numbered 245, 246, 249, and 250, be referred to the Committee on Private Land Claims; that bills numbered 132, 254, 255, 256, 257,

258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 284, 287, be referred to the Committee on Pensions; and that the bill numbered 243, be referred to the Committee on Revolutionary Claims.

The Senate proceeded to consider the amendment of the House of Representatives to the bill (S. 10) for the relief of the heirs of Daniel Pettibone, deceased; and,

Resolved, That they concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate resumed the consideration of the bill (S. 216) to provide for the satisfaction of claims arising under the 14th and 19th articles of the treaty of Dancing Rabbit Creek, concluded in September, 1830.

On motion by Mr. Preston,

That it lie on the table;

It was determined in the affirmative, { Yeas, ... 24, Nays, ... 8.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Barrow, Benton, Berrien, Choate, Clayton, Conrad, Crittenden, Cuthbert, Evans, Fulton, Graham, Huntington, Linn, Mangum, Miller, Porter, Preston, Smith, of Connecticut, Smith, of Indiana, Tallmadge, Wilcox, Woodbridge, Woodbury.

Those who voted in the negative, are,

Messrs, Bates, Henderson, King, McRoberts, Phelps, Sturgeon, Walker, Young.

So it was,

Ordered, That the bill lie on the table.

Mr. White reported, from the committee, that they had examined and found duly enrolled the bill (S. 92) entitled, "An act for the relief of Jacob Pennell and others, owners of the Eliza, of Brunswick;" the bill (S. 93) entitled, "An act for the relief of Jesse Carpenter;" and the bill (H. R. 480) "to extend, for a limited time, the present laws for laying and collecting duties on imports."

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives concur in the amendment of the Senate to the bill (H. R. 480) entitled, "An act to extend, for a limited time, the present laws laying and collecting duties on imports."

They have passed bills of the following titles:

H. R. 345. An act for the relief of the president, directors, and company of the Agricultural Bank of Mississippi;

H. R. 346. An act to confirm James Journey in his claim to a tract of land;

H. R. 347. An act to confirm Elizabeth Burriss, her heirs or assigns, in their title to a tract of land; in which they request the concurrence of the Senate.

The Speaker of the House of Representatives having signed three enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The President pro tempore signed the three enrolled bills (S. 92, 93, and H. R. 480) last reported to have been examined, and they were delivered to the committee to be presented to the President of the United States.

Mr. Porter reported, from the committee, that they had this day presented to the President of the United States, the three enrolled bills (S. 92, 93, and H. R. 480) this day reported to have been examined.

The bill (S. 283) respecting the organization of the army, was read the second time, and considered, as in Committee of the Whole;

On motion by Mr. Bates,

To amend the bill by striking out section 2, line 1, after "enacted," the following: "That the offices of the superintendents of the armories at Springfield, and at Harper's Ferry, shall be, and the same are hereby, abolished, and the duties thereof shall be performed by such officers of the ordnance corps as shall be designated by the President;" and, in lieu thereof, inserting—"*That the duties of the offices of the superintendents of the armories at Springfield and Harper's Ferry, shall not be performed by officers of the ordnance corps, or other officers of the army, but shall be confined to civil superintendents, of competent knowledge as heretofore;*"

It was determined in the affirmative, { Yeas, ... 23, / Nays, ... 14.

On motion by Mr. Bates,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bates, Buchanan, Choate, Clayton, Crafts, Fulton, King, Mangum, Miller, Phelps, Porter, Rives, Simmons, Smith, of Connecticut, Smith, of Indiana, Sprague, Tallmadge, Tappan, White, Woodbridge, Wright, Young.

Those who voted in the negative, are,

Messrs. Barrow, Benton, Berrien, Conrad, Crittenden, Evans, Graham, Huntington, Linn, McRoberts, Morehead, Preston, Walker, Wilcox.

So,

The amendment was agreed to.

On motion by Mr. Buchanan,

To amend the bill by striking out the 3d section, as follows:

"Sec. 3. *And be it further enacted*, That the office of Commissary General of Purchases, sometimes called Commissary of Purchases, shall be, and the same is hereby, abolished, and the duties thereof shall hereafter be performed by the officers of the Quartermaster's department, with such of the officers and clerks now attached to the purchasing department as shall be authorized by the Secretary of War, and under such regulations as shall be prescribed by the said Secretary, under the sanction of the President of the United States;"

It was determined in the negative, { Yeas, ... 12, / Nays, ... 17.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bates, Buchanan, Fulton, King, Linn, Phelps, Smith, of Indiana, Tallmadge, Walker, White, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Benton, Berrien, Conrad, Crafts, Crittenden, Evans, Graham, Huntington, Mangum, Miller, Morehead, Preston, Simmons, Tappan, Wilcox.

No further amendment being proposed, the bill was reported to the Senate.

On motion by Mr. Benton,

The Senate adjourned.

MONDAY, JUNE 27, 1842.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: I am directed by the House of Representatives to notify the Senate of the decease of the honorable William Soden Hastings, a member of the House from the State of Massachusetts, which took place at the Red Sulphur springs in the State of Virginia the 17th instant.

Mr. Bates submitted the following resolutions, which were considered, by unanimous consent, and agreed to:

Resolved, That the Senate has received with deep sensibility the communication from the House of Representatives announcing the death of the honorable William S. Hastings, a Representative from the State of Massachusetts.

Resolved, That, in token of sincere and high respect for the memory of the deceased, the Senate and its officers will wear crape upon the left arm, as mourning for thirty days.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Miller having announced the decease of the honorable Samuel L. Southard,

Mr. King submitted the following resolutions, which were considered, by unanimous consent, and agreed to:

Resolved, unanimously, That a committee be appointed to take order for superintending the funeral of the honorable Samuel L. Southard, which will take place to-morrow at 12 o'clock; that the Senate will attend the same; and that notice thereof be given to the House of Representatives.

Resolved, unanimously, That the members of the Senate, from a sincere desire of showing every mark of respect due to the memory of the honorable Samuel L. Southard, deceased, late President pro tempore thereof, will go into mourning for him one month by the usual mode of wearing crape on the left arm.

Resolved, unanimously, That, as an additional mark of respect for the memory of the honorable Samuel L. Southard, the Senate do now adjourn.

The President pro tempore having appointed Mr. King, Mr. Woodbury, Mr. Henderson, Mr. Clayton, Mr. Tallmadge, and Mr. Evans, the committee of arrangements;

Ordered, That the Secretary communicate these proceedings to the House of Representatives.

Whereupon,

The Senate adjourned.

TUESDAY, JUNE 28, 1842.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed resolutions, expressive of the deep sensibility and regret with which they have received the communication from the Senate, announcing the death of the honorable Samuel L. Southard; and of their respect for the memory of the deceased; and notifying that the House will attend his funeral this day at 11 o'clock.

The Senate, in pursuance of the resolution of yesterday, attended the funeral of the honorable Samuel L. Southard; and, having returned to their chamber,

Adjourned.

WEDNESDAY, JUNE 29, 1842.

The President pro tempore laid before the Senate a report from the Secretary of War, made in compliance with a resolution of the Senate, showing the reasons for the removal of the superintendents of the public armories at Springfield and Harpers' Ferry, and the authority by which they have been placed under the charge of officers of the ordnance corps; which was read.

On motion by Mr. Sevier,

That the report be printed.

Ordered, That the motion be referred to the Committee on Printing.

The President pro tempore laid before the Senate a memorial of citizens of the United States, having claims upon the Government, assembled in convention in the city of Washington, praying the adoption of measures to prevent the unjust and ruinous procrastination in the adjustment of their claims, to which they are subjected.

On motion by Mr. Evans, that it be printed.

Ordered, That the motion be referred to the Committee on Printing.

Mr. Young presented a resolution passed by the common council of Alexandria, and a resolution passed by the common council of Georgetown, in the District of Columbia, expressing the assent of those corporations to the transfer of the stock held by the United States in the Chesapeake and Ohio Canal to the State of Maryland, and the cities of Washington, Georgetown, and Alexandria; which were ordered to lie on the table.

On motion by Mr. White, that they be printed.

Ordered, That the motion be referred to the Committee on Printing.

Mr. Young presented the petition of members of the bar of the circuit and district courts of the United States for the district of Illinois, praying an increase of the salary of the judge of that district; which was referred to the Committee on the Judiciary.

Mr. Porter presented a memorial of the board of internal improvement of the State of Michigan, praying an extension of the time for the payment of the duties on certain railroad iron imported by that State, and not yet used; which was referred to the Committee on Commerce.

Mr. Porter presented a petition of citizens of the State of Michigan, praying the construction of a military road from Fort Gratiot to the mouth of Grand river in that State; which was referred to the Committee on Military Affairs.

Mr. Buchanan presented the proceedings of a meeting of citizens of Philadelphia, in favor of a protective tariff, fifteen momorials of citizens of Philadelphia county, and two memorials of citizens of Delaware county, Pennsylvania, praying an increase of the duties on foreign importations; which were referred to the Committee on Manufactures.

Mr. Archer presented a memorial and resolutions adopted at a meeting of citizens held in Richmond, Virginia, in favor of increasing the duties on foreign imports for the purpose of revenue, with a discrimination in favor of domestic manufactures when brought in competition with foreign labor; which were referred to the Committee on Manufactures.

On motion by Mr. Archer, that they be printed.

Ordered, That the motion be referred to the Committee on Printing.

Mr. Miller submitted the following resolution, which was considered by unanimous consent, and agreed to.

Resolved, That the President pro tempore of the Senate be requested to inform the Executive of the State of New Jersey of the death of the Hon. Samuel L. Southard, late Senator of the United States from that State.

Mr. McRoberts, from the Committee on the Post Office and Post Roads, to whom was referred the bill (S. 69) for the relief of the Steamboat Company of Nantucket, reported it without amendment.

Mr. McRoberts also submitted a report on the subject, which was ordered to be printed.

Mr. Choate, from the Committee on Naval Affairs, to whom was referred the bill (H. R. 402) making an appropriation to supply a deficiency in the navy pension fund, reported it without amendment.

Mr. Graham, from the Committee of Claims, to whom was referred the bill (H. R. 225) for the relief of David M. Hughes, Charles Shipman, and John Henderson, reported it without amendment.

Mr. Bayard, from the Committee on the District of Columbia, to whom was recommitted the bill (H. R. 468) to establish a police for the protection of public and private property in the city of Washington, reported it without amendment.

Mr. Tappan, from the Committee on Private Land Claims, to whom was referred the memorial of the heirs and representatives of Philip Renaut, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the memorialists ought not to be granted.

Ordered, That the report be printed.

Agreeably to notice, Mr. Young asked and obtained leave to bring in a bill (S. 287) for the relief of John W. Skidmore; which was read the first and second times, by unanimous consent, and, with the accompanying document, referred to the Committee on the Post Office and Post Roads.

The Senate proceeded to consider the resolution, submitted by Mr. Graham the 5th April, to establish an additional joint rule, which was amended on the motion of Mr. Tappan; and,

On the question to agree to the resolution as amended,

It was determined in the affirmative, { Yeas, ... 26, / Nays, ... 11.

On motion by Mr. Bagby,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Benton, Berrien, Buchanan, Clayton, Crafts, Crittenden, Evans, Fulton, Graham, King, McRoberts, Mangum, Miller, Morehead, Phelps, Preston, Sevier, Sprague, Tallmadge, Tappan, Wilcox, Wright.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Choate, Cuthbert, Linn, Porter, Simmons, Smith, of Indiana, White, Woodbridge, Young.

So it was,

Resolved, (the House of Representatives concurring), That the following be added to the joint rules of the two Houses of Congress, to wit:

Whenever a claim against the United States, of any description, has been or shall be presented to either House, and referred to a committee, and such committee shall have made a report, in writing, against the allowance of the claim, and the same shall have been concurred in by such House, it shall not be in order to revive the consideration of such claim in that House, at the same, or any future session of Congress, either by bill, resolution, peti-

tion, or otherwise, except upon a memorial of the claimant, first setting forth, upon affidavit, that he has discovered new evidence in support of his claim, since the decision against it, and a statement of the substance of such evidence; or, 2d, assigning specific errors in the report of the committee adverse to it: *Provided*, That an order discharging a committee from the further consideration of a claim, shall in no wise require a compliance with this rule.

Ordered, That the Secretary request the concurrence of the House of Representatives in this resolution.

The Senate proceeded to consider the resolution submitted by Mr. Bagby the 25th instant, in relation to the contract price for removing the Cherokee Indians; and,

On motion by Morehead,

Ordered, That it lie on the table.

The Senate resumed the consideration of the resolutions submitted by Mr. Linn, the 4th instant, in relation to the cultivation and manufacture of hemp; which were amended, on the motion of Mr. Linn, and agreed to as follows:

Resolved, That the Secretary of the Navy be directed to collect from authentic sources all the information attainable, in time to be communicated to the Senate during the second week of the next session of Congress, showing:

1. The progress in the cultivation and manufacture of hemp in the several States and Territories of the United States, and in foreign countries or colonies.

2. The quantities of the new material as prepared for manufacture, and the quantity, value, and description, of the manufactures thereof in the several States and Territories of the United States, and in foreign countries, produced within the year 1840.

3. The quantity and value of hemp, and the manufactures thereof, with their description, imported into and exported from the United States, within the last two years; the countries from which imported, and to which exported.

4. The quantity, description, and value of hemp and manufactures thereof annually required or used in the navy of the United States, and what proportion of each kind is of foreign or of domestic produce or manufacture, and whether any comparison has been instituted to test the quality or strength of the domestic and foreign article, with the result thereof.

Resolved, That the Secretary be requested to communicate, at the same time, such general information as he may be able to collect in relation to the soil and climate most congenial to the growth of hemp, and the comparative strength between water and dew rotted; the most approved method of preparing it from a crude state to that suitable for different descriptions of manufacture, and such other information relating to the culture, preparation, and manufacture of this article, and such views as he may deem useful to present for the encouragement and incidental protection of this important and growing interest.

Resolved, That the Secretary be also requested to ascertain and report the quantity of Manilla seagrass or sisal hemp, as well as cordage and other articles manufactured therefrom, and the value thereof imported into the United States in the years 1840 and 1841, distinguishing the quantity and value of each description of manufacture, and of the raw article as prepared for manufacture, or otherwise; and to ascertain its comparative

strength and other advantages when compared with our domestic hemp and the manufactures thereof, as also the natural history of the plants producing that article, to what countries indigenous, and what portions of the United States as to soil and climate would best suit its growth and production.

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

S. 269. A bill to amend an act entitled "An act to provide for the payment of horses, or other property lost or destroyed in the military service of the United States;" approved the 18th day of January, 1837;

S. 33. A bill for the relief of certain companies of Michigan militia;

S. 55. A bill for the relief of the legal representatives of John Scott;

S. 159. A bill for the relief of Alexander Hammett; and no amendment being made, they were severally reported to the Senate.

Ordered, That they be engrossed and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 112) to refund the balance due to Massachusetts for disbursements during the late war with Great Britain; and,

On motion by Mr. Preston,

Ordered, That the further consideration thereof be postponed until tomorrow.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 73) authorizing the inhabitants of fractional township ten, south of range one east, in the State of Arkansas, to enter one half section of land for school purposes; and,

On motion by Mr. Bayard,

Ordered, That the further consideration thereof be postponed until tomorrow.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 118) relating to the judicial courts in the district of New-Hampshire; and

On motion by Mr. Berrien,

Ordered, That it lie on the table.

The bill (S. 160) to repeal the act entitled "An act concerning pilots, approved the 2d day of March, 1837, was read the second time, and considered as in Committee of the Whole; and

On motion by Mr. Wright,

Ordered, That the further consideration thereof be postponed to and made the order of the day for Wednesday the 6th July.

The bill (S. 162) to authorize Charles M. Strader to import free of duties two iron steamboats suited to the navigation of western waters, was read the second time, and considered as in Committee of the Whole.

On motion by Mr. Buchanan,

Ordered, That the further consideration thereof be postponed until tomorrow.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 128) for the relief of Isabella Hill, widow, and John Hill, Elizabeth Hill, and Samuel Hill, children and minor heirs at law of Samuel Hill, deceased; and having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That the bill be engrossed and read a third time.

The bill (H. R. 345) entitled, "An act for the relief of the president, di-

rectors, and company, of the Agricultural Bank of Mississippi was read the first and second times, by unanimous consent, and referred to the Committee on Finance.

The following bills were severally read the first and second times by unanimous consent:

H. R. 346. An act to confirm James Journey in his claim to a tract of land;

H. R. 347. An act to confirm Elizabeth Burriss, her heirs or assigns, in their title to a tract of land; and

Ordered, That they be referred to the Committee on Private Land Claims.

A message from the House of Representatives, by Mr. Clark, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 219) for the relief of Hugh Stewart; in which they request the concurrence of the Senate.

A message from the President of the United States, by Mr. Tyler, his Secretary:

Mr. President: The President of the United States approved the 22d instant, the following acts:

An act for the relief of George Nix;

An act authorizing the county commissioners of Lake County, Illinois, to enter a quarter section of land for a seat of justice in said county;

And, the 27th instant, an act entitled, an act for the relief of Jesse Carpenter; and an act for the relief of Jacob Pennell and others, owners of the Eliza of Brunswick.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate resumed the consideration of the bill (S. 283) respecting the organization of the army.

On the question to concur in the amendment made in Committee of the Whole, viz: strike out section 2, line 1, after "enacted," the following: "that the offices of the superintendents of the armories at Springfield, and at Harper's Ferry, shall be, and the same are hereby abolished, and the duties thereof shall be performed by such officers of the ordnance corps as shall be designated by the President;" and, in lieu thereof, insert: "*that the duties of the offices of the superintendents of the armories at Springfield and Harper's Ferry shall not be performed by officers of the ordnance corps, or other officers of the army, but shall be confided to civil superintendents of competent knowledge, as heretofore;*"

It was determined in the negative, { Yeas, ... 13, Nays, ... 21.

On motion by Mr. Evans,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bates, Buchanan, Choate, Clayton, Miller, Phelps, Porter, Rives, Simmons, Smith, of Indiana, Sprague, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Barrow, Benton, Berrien, Conrad, Crafts, Crittenden, Evans, Fulton, Graham, Henderson, Huntington, King, Linn, McRoberts, Mangum, Morehead, Preston, Sevier, Walker, Wilcox, Wright.

So the amendment was not concurred in.

On motion by Mr. Buchanan, to amend the bill, by striking out the third section;

It was determined in the negative.

A further amendment being proposed by Mr. King,

On motion by Mr. Evans,

Ordered, That the bill lie on the table.

After the consideration of Executive business,

The Senate adjourned.

THURSDAY, JUNE 30, 1842.

The President pro tempore laid before the Senate a report of the Secretary of War, made in compliance with a resolution of the Senate, showing the officers of the engineer or ordnance corps entitled to double rations under the regulation of the Department of War; which was read.

On motion by Mr. Evans, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Buchanan presented the petition of citizens of Venango and Butler counties, Pennsylvania, praying an increase of the duties on imported manufactured iron, woollen, cotton, and silk goods; which was referred to the Committee on Manufactures.

Mr. Preston presented a petition of merchants of Charleston, South Carolina, praying that a tax may be laid upon all auction sales of imported goods; which was referred to the Committee on Finance.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (H. R. 332) for the relief of George H. Walker, reported it without amendment.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr President: The House of Representatives have passed a bill (H. R. 77) making appropriations for the current and contingent expenses of the Indian department, and for fulfilling treaty stipulations with various Indian tribes for the year 1842; in which they request the concurrence of the Senate.

The said bill from the House of Representatives (H. R. 77) was read the the first and second times, by unanimous consent, and referred to the Committee on Finance.

The bill (H. R. 219) for the relief of Hugh Stewart, was read the first and second times, by unanimous consent, and referred to the Committee on Public Buildings.

The bill (S. 33) for the relief of certain companies of Michigan militia, having been reported by the committee correctly engrossed, was read a third time, and having been amended on the motion of Mr. Porter, by unanimous consent:

Resolved, That this bill pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

The following bills having been reported by the committee correctly engrossed, were read a third time:

S. 55. A bill for the relief of the legal representatives of John Scott;

S. 128. A bill for the relief of Isabella Hill, widow, and John Hill, Elizabeth Hill, and Samuel Hill, children and minor heirs-at-law, of Samuel Hill, deceased;

S. 159. A bill for the relief of Alexander Hammett;

S. 269. A bill to amend an act, entitled, "An act to provide for the payment of horses or other property in the military service of the United States," approved the 18th day of January, 1837.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Porter reported from the committee that they had examined and found duly enrolled the bill (S. 10) entitled, "An an act for the relief of the heirs of Daniel Pettibone, deceased."

The Senate resumed, as in Committee of the Whole, the consideration of the bill (S. 112) to refund the balance due to Massachusetts for disbursements during the late war with Great Britain; and, after debate,

On motion by Mr. Preston,

Ordered, That the further consideration of the bill be postponed until to-morrow.

The Senate resumed the consideration of the bill (S. 283) respecting the organization of the army, and for other purposes.

On motion by Mr. Preston,

To amend the bill by striking out, section 6, line 7, after "allowed," the residue of the section, and insert "*To the following officers and no others:*

"1. *To the Major General commanding the army, and to every officer commanding in chief a separate army actually in the field;*

"2. *To the generals commanding the eastern and western geographical divisions;*

"3. *To the colonels or other officers commanding military geographical departments;*

"4. *To the commandant of each permanent or fixed post, garrisoned with troops, including the superintendent of the military academy at West Point, who is regarded as the commandant of that post;*

"5. *To the commandant of each of the armories and of each arsenal;*

"6. *To the officers of the corps of engineers and topographical engineers having the immediate command of the men engaged in the construction of fortifications or other military works, or in the improvement of harbors or rivers, but not to include any superintendent other than the officer having immediate command;*"

A division of the question was called for, and being taken on the first five paragraphs of the proposed amendment;

It was determined in the affirmative.

On the question to agree to the sixth paragraph of the amendment,

It was determined in the affirmative, { Yeas, ... 22, / Nays, ... 13.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Bagby, Bayard, Benton, Berrien, Choate, Cuthbert, Evans, Fulton, Linn, McRoberts, Preston, Rives, Sevier, Smith, of Connecticut, Tallmadge, Tappan, White, Woodbridge, Wright, Young.

Those who voted in the negative, are,

Messrs. Buchanan, Clayton, Crittenden, Graham, Henderson, King, Mangum, Miller, Morehead, Phelps, Smith, of Indiana, Wilcox, Woodbury.

So,

The amendment was agreed to.

No further amendment being proposed,

Oedered, That the bill be engrossed and read a third time.

The Senate resumed the consideration of the bill (S. 181) to provide further remedial justice in the courts of the United States; and,

After debate,

The bill was further amended; and,

On motion by Mr. Berrien,

The Senate adjourned.

FRIDAY, JULY 1, 1842.

Mr. Bates presented the petition of Franklin Whitney, praying to be protected in his rights to the benefits of an invention discovered by him, and for which a patent has been issued to another individual claiming the same invention; which was referred to the Committee on Patents and the Patent Office.

Mr. Buchanan presented proceedings adopted at a meeting of farmers, mechanics, manufacturers, and other inhabitants of Allegany county, Pennsylvania, in favor of a protective tariff; which were referred to the Committee on Manufactures.

On motion by Mr. Buchanan, that they be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Linn, from the Committee on Agriculture, moved that the memorial of Joshua Leavitt, referred to the committee the 23d Juee, be printed; and the motion was agreed to.

On motion by Mr. Crittenden,

Ordered, That three thousand copies thereof, in addition to the usual number, be printed for the use of the Senate.

On motion by Mr. Wright,

Ordered, That William and James Crooks have leave to withdraw their petition and papers on the files of the Senate.

On motion by Mr. Benton,

Ordered, That Mary W. Thompson and William Scott Ketchum have leave to withdraw their petitions and papers on the files of the Senate.

Mr. Crafts, from the Committee on Printing, reported against printing the message of the President of the United States of the 25th June, communicating the proceedings of the commission of inquiry into matters connected with the public buildings in Washington.

On motion by Mr. Woodbury,

Ordered, That the said message be recommitted to the Committee on Printing.

Mr. Crafts from the Committee on Printing, reported against printing the memorial of citizens of Ohio and Kentucky, in favor of a modification of the patent law of July 4, 1836; and the report was concurred in.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (H. 335) to compensate the township of Dublin, in Mercer county, Ohio, for the loss of school lands, reported it with amendments; which were read, and ordered to be printed.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred the following bills:

H. R. 218. An act for the relief of John Johnston;

H. R. 301. An act for the relief of Eli Wheat and Stephen White; reported them, severally, without amendment.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (S. 172) to extend the right of pre-emption to certain settlers in the Territory of Iowa, reported it with amendments; which were read, and ordered to be printed.

Mr. Smith, of Indiana, also submitted a report on the subject; which was ordered to be printed.

Mr. Archer, from the Committee on Naval Affairs, to whom was referred the resolution (H. R. 14) to authorize the commission appointed to prepare rules for the naval service to appoint a clerk, reported it without amendment.

The bill (S. 283) respecting the organization of the army, and for other purposes, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That this bill pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

Agreeably to notice, Mr. Woodbury asked leave to bring in a bill (S. 288) to extend for a time the laws for laying and collecting duties on imports; also a bill (S. 289) to provide a system of home valuation on goods imported into the United States.

On motion by Mr. Phelps,

Ordered, That the motion for leave lie on the table.

Mr. Simmons, from the Committee on Manufactures, to whom was referred so much of the message of the President of the United States, of the 7th December, as relates to a tariff of duties; also a part of the message of the President of the 25th March, submitted a report; which was read.

On motion by Mr. Morehead,

Ordered, That it be printed.

On motion by Mr. Morehead, that three thousand copies be printed for the use of the Senate, in addition to the usual number:

A motion was made by Mr. King, that the motion lie on the table; and,

It was determined in the negative.

The question recurring on agreeing to the motion to print three thousand additional copies, it was determined in the affirmative.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of their President.

The President pro tempore signed the enrolled bill (S. 10) last reported to have been examined; and it was delivered to the committee to be presented to the President of the United States.

The Senate resumed the consideration of the bill (S. 181) to provide further remedial justice in the courts of the United States.

Amendments having been proposed by Mr. Preston:

On motion by Mr. Berrien,

Ordered, That the further consideration of the bill be postponed to Tuesday next.

On motion by Mr. Wright,

Ordered, That the bill, as amended, and as proposed to be amended, be printed.

After the consideration of Executive business,

The Senate adjourned.

SATURDAY, JULY 2, 1842.

Mr. Buchanan presented a memorial of citizens of the State of Pennsylvania, praying the adoption of measures for restoring the currency and maintaining the credit of the country; which was referred to the Committee on Finance.

Mr. Buchanan presented the memorial of citizens of Lancaster county, Pennsylvania, praying an increase of the duties on imported iron manufactures; which was referred to the Committee on Manufactures.

Mr. Simmons presented the petition of William Baker, praying the bounty allowed by law to persons engaged in the cod fishery, which was withheld in consequence of a noncompliance with the law occasioned by the desertion of a part of his crew; which was referred to the Committee on Commerce.

Mr. Young presented a petition of miners and citizens of Wisconsin Territory and State of Illinois, praying that the mineral lands belonging to the United States may not be subject to entry and sale as other public lands; which was referred to the Committee on Public Lands.

Mr. Linn submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That a committee of three persons be appointed by the President pro tempore to confer and contract with Professor Espy for the ventilation of the Senate chamber.

Mr. Linn, Mr. Walker, and Mr. Berrien, were appointed the committee.

Mr. Bagby submitted the following resolution for consideration:

Resolved, That the Secretary of the Navy be instructed to cause a scientific examination to be made of the second invention of Captain Easton to prevent the explosion of steam-boilers, and report the result of such examination to the Senate.

Mr. Woodbridge submitted the following resolution for consideration:

Resolved, That the Secretary of War be required to submit to the Senate as much of the report and survey of the straits of Detroit as will exhibit the impediments to the entrance of said straits from Lake Erie; and, also, a copy of the report in reference to impediments to navigation in Lake St. Clair.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate and House of Representatives of the United States:

I submit to Congress the printed copy of certain resolutions of the Legislature of the State of Louisiana, accompanied by a letter from the Senators and Representatives from that State, and, also, a letter from the Solicitor of the Treasury and Commissioner of the General Land Office, requesting and recommending that a suit in ejectment may be authorized and directed, in order to test the validity of a grant made on the 20th of June, 1797, by the Baron de Carondelet, Governor General of Louisiana, to the Marquis de Maison Rouge.

The magnitude of this claim renders it highly desirable that a speedy termination should be put to all contest concerning it, and I therefore recommend that Congress shall authorize such proceedings as may be best calculated to bring it to a close.

JOHN TYLER.

WASHINGTON, *July* 2, 1842.

The message was read.

Ordered, That it be referred to the Committee on Private Land Claims.

Mr. Crafts, from the Committee on Printing, reported against printing the following subjects:

Memorial of citizens of North Carolina against carrying the mail on the Sabbath day;

Memorial and resolutions of citizens of Virginia, praying a tariff with discrimination in favor of domestic industry; and

The report was concurred in.

Mr. Crafts, from the Committee on Printing, reported against printing the memorial of a convention of claimants against the Government, presented the 29th June; and the report having been disagreed to,

Ordered, That the memorial be printed.

Mr. Crafts, from the Committee on Printing, reported in favor of printing the following subjects:

Resolutions of the corporate authorities of Georgetown, in the District of Columbia, presented the 29th June;

Resolution of the corporation of Alexandria, presented the 29th June;

Report of the Secretary of War in relation to the removal of the superintendants of public armories;

Report of the Secretary of War of the 30th June, in relation to double rations to certain officers of the army; and

Ordered, That they be printed.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (H. R. 77) making appropriations for the current and contingent expenses of the Indian department, and for fulfilling treaty stipulations with the various Indian tribes for the year 1842, reported it without amendment.

On motion by Mr. Bagby, to resume the consideration of the resolution submitted the 25th June, relative to the contract price for removing the Cherokee Indians;

It was determined in the negative, { Yeas, ... 16, / Nays, ... 17.

On motion by Mr. Bagby,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Berrien, Cuthbert, Fulton, King, Linn, McRoberts, Smith, of Connecticut, Tappan, Walker, Wilcox, Woodbridge, Woodbury, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bayard, Choate, Clayton, Crafts, Crittenden, Evans, Huntington, Mangum, Miller, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Tallmadge.

The bill (S. 174) for the relief of Zachariah Jellison, was read the second time, and considered as in Committee of the Whole; and, no amendment being made, it was reported to the Senate.

Ordered, That the bill be engrossed, and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 54) entitled, "An act for the relief of Obed P. Lacey;" and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The bill (S. 32) for the relief of Obed P. Lacey was considered as in Committee of the Whole; and,

On motion by Mr. Smith, of Indiana,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 73) authorizing the inhabitants of fractional township ten, south of range one east, in the State of Arkansas, to enter one half section of land for school purposes; and,

On motion by Mr. Smith, of Indiana,

Ordered, That it lie on the table.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (S. 162) to authorize Charles M. Strader to import, free of duties, two iron steamboats suited to the navigation of western waters; and,

On motion by Mr. Buchanan,

Ordered, That it lie on the table.

The Senate resumed, as in Committee of the Whole, the bill (S. 112) to refund the balance due to Massachusetts for disbursements during the late war with Great Britain.

On motion by Mr. Tappan,

To amend the bill by inserting the following proviso at the end thereof: "*Provided, That no part of the money hereby appropriated shall be paid to the State of Massachusetts for the service of her militia who were withheld by that Government from the service of the United States;*"

It was determined in the negative, { Yeas, ... 15, Nays, ... 20.

On motion by Mr. Tappan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Tappan, Walker, Wilcox, Woodbury, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Evans, Graham, Huntington, Mangum, Miller, Morehead, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

The bill having been amended, on the motion of Mr. Crittenden, was reported to the Senate, and the amendment was concurred in.

Ordered, That the bill be engrossed, and read a third time.

The said bill, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That this bill pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

H. R. 40. An act for the relief of Lieutenant John L. Kline;

H. R. 59. An act for the relief of Peter Sky, an Onondaga Indian;

H. R. 64. An act for the relief of Burnett Burdsall; and no amendment being made, they were reported to the Senate.

Ordered, That they pass to a third reading.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 129) for the relief of Joseph Campau; and,

On motion by Mr. Woodbridge,

Ordered, That it be recommitted to the Committee on Private Land Claims.

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

S. 59. Bill to confirm to the State of Indiana the lands selected by her in lieu of lands covered by reservations in the treaties of 1837 and 1839 with the Miami Indians;

S. 161. Bill for the relief of Isaac Bryson; and, having been severally amended, they were reported to the Senate, and the amendments were concurred in.

Ordered, That they be engrossed, and read a third time.

The bill (S. 182) for the relief of the legal representatives of William Hull, deceased, was read the second time, and considered as in Committee of the Whole.

On motion by Mr. King,

Ordered, That the further consideration thereof be postponed until Monday next.

The bill (S. 177) to regulate the value to be affixed to the pound sterling by the Treasury Department, was read the second time, and considered as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The Senate proceeded to consider the following bills as in Committee of the Whole:

S. 251. Bill to provide for the settlement of certain accounts for the support of Government in the Territory of Wisconsin, and for other purposes;

S. 178. Bill for the relief of William R. Davis; and no amendment being made, they were severally reported to the Senate.

Ordered, That they be engrossed, and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 173) to authorize the county commissioners of Linn county, in the Territory of Iowa, to enter by legal subdivisions a quarter section of land upon which the county seat has been located, together with the amendments reported thereto; and the reported amendments having been amended, were agreed to; and the bill being further amended, was reported to the Senate, and the amendments were concurred in.

Ordered, That the bill be engrossed, and read a third time.

The bill (S. 184) to authorize the settlement of the account of Joseph Nourse, was read the second time, and considered as in Committee of the Whole; and, after debate,

On motion by Mr. Walker,

Ordered, That the further consideration thereof be postponed until Monday next.

On motion by Mr. Crittenden,

Ordered, That when the Senate adjourn it be to Tuesday next.

On motion by Mr. Benton,

The Senate adjourned.

TUESDAY, JULY 5, 1842.

Mr. Young presented a petition of citizens of Whiteside county, Illinois, praying the establishment of a mail-route from Peoria to Fulton city, in that State, and a petition of citizens of Lasalle, Kendall, and Kane counties, Illinois, opposed to the establishment of a post-road from Ottawa to Naper-

ville, in the State of Illinois; which were referred to the Committee on the Post Office and Post Roads.

Mr. Tallmadge presented a petition of mechanics and laborers, citizens of Albany, New York, praying that protection may be extended, by adequate duties on imports, to American industry and capital; which was ordered to lie on the table.

Mr. Buchanan presented a petition of the board of commissioners of the Kensington district of the Northern Liberties, Philadelphia, praying the establishment of a marine railway in that city; which was referred to the Committee on Naval Affairs.

Mr. Bayard presented a petition of citizens of Washington, District of Columbia, praying that that portion of the city lying south of the canal and west of James' creek may be formed into a separate ward; which was referred to the Committee on the District of Columbia.

On motion by Mr. Bagby,

Ordered, That the Committee on the Post Office and Post Roads be discharged from the further consideration of the bill (S. 247) to amend an act for the relief of Jamison & Williamson.

Mr. Sevier submitted the following resolution, which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Public Lands be instructed to inquire into the expediency of granting relief to Rees Brown Ward, of Arkansas, who entered a certain tract of land at the land office at Johnson C. H., in Arkansas, by mistake.

Mr. Sevier submitted documents relating to the claim of Rees Brown Ward; which were referred to the Committee on Public Lands.

Mr. Crafts, from the Committee on Printing, reported in favor of printing the message of the President of the United States of the 25th June, in relation to the proceedings of the commission of inquiry appointed to examine into matters connected with the public buildings, and a portion of the documents accompanying the same; and,

Ordered, That they be printed.

Mr. Crafts, from the Committee on Printing, reported against printing the memorial of officers of insurance companies and shipowners of the city of New York, presented the 7th March, and the proceedings of citizens of Allegany county, Pennsylvania, presented the first instant; and the report was concurred in.

Mr. Huntington, from the Committee on Commerce, to whom was referred the bill (H. R. 316) for the relief of John B. Pierce, reported it without amendment.

On motion by Mr. Huntington,

Ordered, That the Committee on Commerce be discharged from the further consideration of the memorial of the board of internal improvement of the State of Michigan, presented the 27th June; and that it be referred to the Committee on Finance.

Mr. Miller, from the Committee on the Post Office and Post Roads, to whom was referred the petition of Patton Pilcher, reported a resolution (S. 16) to authorize the Postmaster General to settle the accounts of Patton Pilcher & company; which was read, and passed to the second reading.

Mr. Conrad, from the Committee on Public Lands, to whom was referred the bill (H. R. 330) for the relief of Henry Gee, reported it without amendment.

Agreeably to notice, Mr. Tappan asked, and obtained leave to bring in a bill (S. 290) to extend the Patent Office to Seventh street; which was read the first and second times, by unanimous consent, and referred to the Committee on Patents and the Patent Office.

The Senate proceeded to consider the resolution reported by the Committee on Private Land Claims on the memorial of the heirs and representatives of Philip Renaut; and, in concurrence therewith,

Resolved, That the prayer of the memorialists ought not to be granted.

The Senate proceeded to consider the report of the Committee on the Judiciary, on the petition of Selah Van Duzer; and, in concurrence therewith,

Ordered, That the committee be discharged from the further consideration of the petition.

Mr. Tappan submitted the following resolution:

Resolved, That the 47th rule of the Senate be amended, by adding to the persons who may be admitted on the floor of the Senate, Lieutenant Wilkes, and the officers who served with him during the exploring expedition.

The Senate proceeded to consider the resolution, by unanimous consent; and,

On the question to agree thereto,

It was determined in the negative, and the resolution was rejected.

The Senate proceeded to consider the resolution submitted by Mr. Woodbridge, the 2d instant, in relation to the survey of the straits of Detroit; and agreed thereto.

The Senate proceeded to consider the resolution submitted by Mr. Bagby the 2d instant, in relation to an invention to prevent the explosion of steam boilers; and agreed thereto.

Mr. Porter reported from the committee, that they had this day presented to the President of the United States the following acts:

S. 10. An act for the relief of the heirs of Daniel Pettibone, deceased;

S. 76. An act confirming certain land claims in Louisiana.

The following bills were read a third time:

H. R. 40. An act for the relief of Lieutenant John L. Kline;

H. R. 54. An act for the relief of Obed P. Lacey;

H. R. 59. An act for the relief of Peter Sky, an Onondaga Indian;

H. R. 64. An act for the relief of Burnett Burdsall.

Resolved, That the said bills pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The following bills having been reported by the committee, correctly engrossed, were severally read a third time:

S. 59. Bill to confirm to the State of Indiana the lands selected by her, in lieu of the lands covered by reservations in the treaties of 1837 and 1839, with the Miami Indians;

S. 161. Bill for the relief of Isaac Bryson;

S. 173. Bill to authorize the county commissioners of Linn county, in the Territory of Iowa, to enter by legal subdivisions, a quarter section of land upon which the county-seat has been located;

S. 174. Bill for the relief of Zachariah Jellison;

S. 177. Bill to regulate the value to be affixed to the pound sterling by the Treasury Department;

S. 178. Bill for the relief of William R. Davis;

S. 251. Bill to provide for the settlement of certain accounts for the support of Government in the Territory of Wisconsin, and for other purposes.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 184) to authorize the settlement of the account of Joseph Nourse; and, no amendment being made, it was reported to the Senate.

On the question, "Shall this bill be engrossed and read a third time?"

It was determined in the affirmative, { Yeas . . . . . 23, Nays . . . . . 14.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Evans, Graham, Huntington, Kerr, Mangum, Miller, Porter, Simmons, Smith, of Indiana, Tallmadge, Walker, Woodbridge, Young.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Cuthbert, Fulton, King, Smith, of Connecticut, Sturgeon, Tappan, Wilcox, Williams, Woodbury, Wright.

So, it was

Ordered, That the bill be engrossed and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 80) for the relief of Charles Morgan; and,

On motion by Mr. King,

Ordered, That it be postponed indefinitely.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 46) for the relief of John P. Campbell; and, having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That it pass to a third reading.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 215) for the relief of the legal representatives of Josiah Blakely; and, no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

Mr. Porter reported, from the committee, that they had examined and found duly enrolled the following bills:

H. R. 40. An act for the relief of Lieutenant John L. Kline;

H. R. 54. An act for the relief of Obed P. Lacey;

H. R. 59. An act for the relief of Peter Sky, an Onondaga Indian;

H. R. 64. An act for the relief of Burnett Burdsall.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (S. 56) to increase the compensation of the judge of the United States district court for the State of Louisiana, together with the amendments reported thereto.

On motion by Mr. Smith, of Indiana,

To amend the reported amendment, which proposed an additional section, by adding thereto: "*and, from and after the date of this act, the annual salary of the district judges of the States of Indiana, Ohio, and Illinois, shall each be fifteen hundred dollars;*"

It was determined in the negative, { Yeas, ... 18, Nays, ... 19.

On motion by Mr. Smith, of Indiana,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Berrien, Choate, Clayton, Conrad, Evans, Huntington, Kerr, Miller, Porter, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Young.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Crafts, Fulton, Graham, King, Mangum, Phelps, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright.

The question recurring on agreeing to the reported amendment, as follows:

Insert the following section:

"Sec. 2. *And from and after the passage of this act, the compensation allowed the judge of the district court of the United States for the State of Mississippi, shall be three thousand dollars per annum, payable quarterly, in the manner now provided by law;*"

It was determined in the negative, { Yeas, ... 11, Nays, ... 24.

On motion by Mr. Smith, of Indiana,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Berrien, Choate, Clayton, Conrad, Huntington, Kerr, Sprague, Walker.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Crafts, Evans, Fulton, Graham, King, Mangum, Miller, Phelps, Sevier, Smith, of Connecticut, Smith, of Indiana, Sturgeon, Tallmadge, Tappan, White, Wilcox, Williams, Woodbury, Wright, Young.

The bill having been further amended was reported to the Senate, and the amendments were concurred in.

On the question, "Shall this bill be engrossed and read a third time?"

It was determined in the negative, { Yeas, ... 16, Nays, ... 21.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Berrien, Choate, Clayton, Conrad, Evans, Graham, Huntington, Kerr, Miller, Porter, Simmons, Sprague, Tallmadge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Crafts, Fulton, King, Mangum, Phelps, Sevier, Smith, of Connecticut, Smith, of Indiana, Sturgeon, Tappan, Walker, White, Wilcox, Williams, Woodbury, Wright, Young.

So,

The bill was rejected.

Mr. Bayard, from the Committee on the District of Columbia, to whom was referred the bill (H. R. 470) to suppress the vending of lottery tickets in the District of Columbia, reported it with an amendment; which was read

On motion by Mr. Bates,

The Senate adjourned.

WEDNESDAY, JULY 6, 1842.

Mr. Miller presented the credentials of the honorable William L. Dayton, appointed a Senator by the Executive of the State of New Jersey, to fill the vacancy occasioned by the death of the honorable Samuel L. Southard; which were read; and the oath prescribed by law having been administered to Mr. Dayton, he took his seat in the Senate.

Mr. Young submitted additional documents in relation to the claim of John W. Skidmore; which were referred to the Committee on the Post Office and Post Roads.

Mr. Crittenden presented the petition of Susannah White, widow of a deceased revolutionary soldier, praying a pension; which was referred to the Committee on Pensions.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (H. R. 315) for the relief of James Seaburn, reported it without amendment.

The amendments to the bill (H. R. 46) entitled, "An act for the relief of John P. Campbell," having been reported by the committee correctly engrossed, the bill was read a third time.

Resolved, That this bill pass with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The bill (H. R. 215) for the relief of the legal representatives of Josiah Blakely, was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill (S. 184) authorizing the settlement of the account of Joseph Nourse, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That this bill pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 142) further supplementary to an act, entitled, "An act to establish the judicial courts of the United States," passed the 24th of September, seventeen hundred and eighty-nine, together with the amendments reported thereto.

On the question to agree to the following amendment—"Add to the bill the following section:

"Sec. 3. *And be it further enacted, That the district courts of the United States shall have concurrent jurisdiction with the circuit courts of all crimes and offences against the United States, the punishment of which is not capital. And in such of the districts where the business of the court may require it to be done for the purposes of justice, and to prevent undue expenses and delays in the trial of criminal causes, the said district courts shall hold monthly adjournments of the regular terms thereof for the trial and hearing of such causes;*"

It was determined in the affirmative, { Yeas, ... 23, / Nays, ... 12.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Evans, Huntington, Kerr, Mangum, Preston, Simmons, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, White, Wilcox, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Cuthbert, Fulton, King, Smith, of Connecticut, Tappan, Walker, Woodbury, Wright.

On the question to agree to the following amendment: "Add to the bill the following section:

"SEC. 7. *And be it further enacted, That the Supreme Court shall have full power and authority, from time to time, to prescribe, regulate, and alter, the forms of writs and other processes to be used and issued in the district and circuit courts of the United States, and the forms and modes of framing and filing libels, bills, answers, and other proceedings and pleadings, in suits at common law or in admiralty and in equity pending in the said courts, and also the forms and modes of taking and obtaining evidence, and of obtaining discovery, and generally the forms and modes of proceeding to obtain relief, and the forms and modes of drawing up, entering, and enrolling decrees, and the forms and modes of proceeding before trustees appointed by the court, and generally to regulate the whole practice of the said courts, so as to prevent delays, and to promote brevity and succinctness in all pleadings and proceedings therein, and to abolish all unnecessary costs and expenses in any suit therein;*"

It was determined in the affirmative, { Yeas, ... 18, Nays, ... 15.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clayton, Crittenden, Evans, Huntington, Kerr, Mangum, Miller, Simmons, Smith, of Indiana, Sprague, Tallmadge, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Phelps, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Woodbury, Wright.

On the question to agree to the following amendment: "Add to the bill the following section:

"SEC. 8. *And be it further enacted, That, for the purpose of further diminishing the costs and expenses in suits and proceedings in the said courts, the Supreme Court shall have full power and authority, from time to time, to make and prescribe regulations to the said district and circuit courts, as to the taxation and payment of costs in all suits and proceedings therein; and to make and prescribe a table of the various items of costs which shall be taxable and allowed in all suits, to the parties, their attorneys, solicitors, and proctors, to the clerk of the court, to the marshal of the district, and his deputies, and other officers serving process, to witnesses, and to all other persons whose services are usually taxable in bills of costs. And the items so stated in the said table, and none others, shall be taxable or allowed in bills of costs; and they shall be fixed as low as they reasonably can be, with a due regard to the nature of the duties and services which shall be performed by the various officers and persons aforesaid,*

and shall in no case exceed the costs and expenses now authorized, where the same are provided for by existing laws;"

It was determined in the affirmative, { Yeas, ... 20, Nays, ... 15.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Berrien, Choate, Clayton, Crafts, Crittenden, Evans, Graham, Huntington, Kerr, Mangum, Miller, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Benton, Buchanan, Calhoun, Conrad, Fulton, King, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright.

No further amendment being proposed, the bill was reported to the Senate, and the amendments were concurred in.

Ordered, That the bill be engrossed, and read a third time.

The bill (S. 191) to provide for satisfying claims for bounty lands for military services in the late war with Great Britain, and for other purposes, was read the second time, and considered, as in Committee of the Whole; and,

On motion by Mr. Smith, of Indiana,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 51) for the relief of Conrad House; and,

On motion by Mr. Graham,

Resolved, That it be postponed indefinitely.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 61) for the relief of John England; and,

On motion by Mr. Graham,

Resolved, That it be postponed indefinitely.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 56) for the relief of the legal representatives of Jane Fertinbaugh; and,

On motion,

Resolved, That it be postponed indefinitely.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 50) for the relief of Joseph Perkins, James Perkins, and John G. Perkins; and,

On motion,

Resolved, That the further consideration thereof be postponed indefinitely.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill (S. 197) for the relief of William Waller was read the second time, and considered, as in Committee of the Whole; and,

On motion by Mr. King,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 168) for the relief of Amos Hunting; and,

On motion,

Resolved, That it be postponed indefinitely.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 152) for the relief of Jonathan Britton.

On motion by Mr. Graham, that it be postponed indefinitely,

It was determined in the affirmative, { Yeas, ... 24, / Nays, ... 4.

On motion by Mr. Benton,

The yeas and nays being desired by one fifth of the Senators present,

These who voted in the affirmative, are,

Messrs. Allen, Archer, Barrow, Bates, Benton, Berrien, Buchanan, Calhoun, Clayton, Crafts, Crittenden, Graham, King, Mangum, Smith, of Connecticut, Smith, of Indiana, Sprague, Tappan, Walker, Wilcox, Williams, Woodbridge, Woodbury, Young.

Those who voted in the negative, are,

Messrs. Conrad, Evans, Miller, Preston.

So it was,

Resolved, That the bill be postponed indefinitely.

Ordered, That the Secretary notify the House of Representatives accordingly.

The resolution (S. 10) to extend the franking privilege to the ex-Vice Presidents of the United States, was read the second time, and considered, as in Committee of the Whole; and,

On motion by Mr. Bayard,

Ordered, That it lie on the table.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: I am directed to inform the Senate that the House of Representatives resumed the reconsideration of the bill (No. 480) to extend for a limited period the present laws for laying and collecting duties on imports, which bill was presented to the President of the United States for his approbation or disapprobation the 25th day of June ultimo, and returned by him on Wednesday, the 29th ultimo, with objections.

The question, "That the House, *on reconsideration*, do agree to pass the bill," was determined in the mode prescribed by the Constitution of the United States; when there appeared

For passing the bill - - - - - 114,
Against it - - - - - - 97.

And so the said bill was not passed, two thirds of the House, on reconsideration, not agreeing to pass the same.

The Speaker of the House of Representatives having signed four enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The President pro tempore signed the four enrolled bills (H. R. 40, 54, 59, 64) last reported to have been examined, and they were delivered to the committee to be presented to the President of the United States.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 186) to provide for the reports of the decisions of the Supreme Court of the United States; and, no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The following bills were severally read the second time, and considered, as in Committee of the Whole:

S. 188. Bill for the relief of Phydelia Stephens;

S. 189. Bill for the relief of Elisha Burnet;

S. 193. Bill to annex part of the town of Tiverton, in the State of Rhode Island, to the collection district of Fall river, in the State of Massachusetts;

S. 192. Bill for the relief of William Polk;

S. 194. Bill for the relief of Thomas Brownell;

S. 196. Bill for the relief of Elizabeth Munroe;

S. 198. Bill for the relief of Beckford C. Mathews;

S. 212. Bill for the relief of Daniel G. Skinner, of Alabama;

S. 213. Bill for the relief of J. K. Tefft, administrator of Francis Didier Petit de Villers, deceased; and, no amendment being made thereto, they were severally reported to the Senate.

Ordered, That they be severally engrossed and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

H. R. 47. An act to amend the act, entitled, "An act for the relief of Chauncey Calhoun," passed March 3, 1839;

H. R. 127. An act for the relief of the legal representatives of Colonel William Piatt;

H. R. 134. An act in favor of Ellen Turney;

H. R. 139. An act granting a pension to Sarah Decker, widow of Samuel Decker, deceased;

H. R. 141. An act for the relief of Huldah Farlow;

H. R. 142. An act for the relief of Esther Parrott;

H. R. 144. An act for the relief of Clarissa Turney; and, no amendment being made, they were severally reported to the Senate.

Ordered, That they pass to a third reading.

On motion by Mr. Archer,

Ordered, That the following bills be made the order of the day for Friday, the 8th instant:

S. 241. Bill to authorize the Secretary of the Navy to contract for the building of certain steam-vessels;

S. 200. Bill for the augmentation of the marine corps, and for other purposes;

S. 185. Bill respecting furloughs in the naval service;

S. 201. Bill to regulate the pay and emoluments of pursers and warrant officers in the navy;

S. 207. Bill to establish and regulate the navy ration;

S. 262. Bill to regulate the appointment and pay of engineers in the navy of the United States.

On motion by Mr. Benton,

The Senate adjourned.

THURSDAY, JULY 7, 1842.

Mr. Morehead presented the petition of the heirs of Benjamin R. Milum, deceased, praying the confirmation of their title to a tract of land; which was referred to the Committee on Private Land Claims.

Mr. Evans presented a petition of citizens of Camden, Maine, praying that duties may be imposed on importations of all kinds of wood, except dye-woods; which was ordered to lie on the table.

Mr. Simmons presented the memorial of C. H. Russell & Co., and Charles Potter, of New York, praying the reimbursement of duties paid on a quantity of imported goods, the orders for which had been given previous to the passage of the act under which the duties were collected, and could not be countermanded before the operation of the act; which was referred to the Committee on Finance.

Mr. Crittenden presented a petition of citizens of Pennsylvania, praying the adoption of measures for restoring the public credit and currency; which was referred to the Committee on Finance.

Mr. Preston presented a petition of citizens of the State of South Carolina, praying that the United States mail may be transported on the Charleston and Columbia railroad; which was referred to the Committee on the Post Office and Post Roads.

A message from the President of the United States, by Mr. Tyler, his Secretary:

Mr. President: The President of the United States approved and signed the 6th instant the following bills:

An act for the relief of the heirs of Daniel Pettibone, deceased;

An act confirming certain land claims in Louisiana.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Archer, from the Committee on Naval Affairs, to whom was referred the bill (S. 280) to reorganize the Navy Department of the United States, reported it with an amendment; which was read.

Mr. Archer, from the Committee on Naval Affairs, reported a bill (S. 291) to prescribe the number of professors of mathematics in the navy of the United States, and for other purposes; which was read, and passed to the second reading.

Mr. Wright, from the Committee of Claims, to whom was referred the bill (H. R. 297) for the relief of Benjamin C. Roberts, reported it without amendment.

Mr. Bayard, from the Committee on the District of Columbia, reported a bill (S. 292) for repaving and repairing a portion of Pennsylvania avenue; which was read, and passed to the second reading.

Mr. Graham, from the Committee of Claims, to whom the memorial of Alexander Watson, the petition of Duncan L. Clinch, and the petition of Joseph M. Hernandez, were referred, reported a bill (S. 293) to provide for the settlement of claims for losses of property, by reason of its military occupation in the Territory of Florida; which was read, and passed to the second reading.

Mr. Morehead, from the select committee appointed on the subject, reported a bill (S. 294) for the relief of Henry M. Shreve, and to authorize the purchase of his patent for the snag-boat; which was read and passed to a second reading.

Agreeably to notice, Mr. Evans asked and obtained leave to bring in a resolution (S. 17) for the relief of Joseph Morrison; which was read the first and second times, by unanimous consent, and referred to the Committee on Naval Affairs.

The Senate proceeded to consider the report of the Committee of Claims on the petition of William Strong; and, in concurrence therewith,

Resolved, That the prayer of the petition be not granted.

On motion, by Mr. Bagby, to resume the consideration of the resolution

submitted the 25th June, in relation to the amount paid to John Ross for removing the Cherokee Indians;

It was determined in the affirmative, { Yeas, ... 22, Nays, ... 10.

On motion by Mr. Bagby,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Bagby, Benton, Buchanan, Calhoun, Clayton, Crafts, Cuthbert, Evans, Fulton, Kerr, Preston, Sevier, Smith, of Connecticut, Smith, of Indiana, Sturgeon, Tappan, Walker, Wilcox, Woodbury, Wright.

Those who voted in the negative, are,

Messrs. Bayard, Conrad, Crittenden, Graham, Mangum, Merrick, Miller, Morehead, Porter, Simmons.

The resolution was then agreed to.

The bill (S. 142) further supplementary to an act entitled, "An act to establish the judicial courts of the United States," passed the 24th of September, seventeen hundred and eighty-nine, having been reported by the committee correctly engrossed, was read a third time.

On the question "Shall this bill pass?"

It was determined in the affirmative, { Yeas, ... 20, Nays, ... 16.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bates, Bayard, Berrien, Choate, Clayton, Crafts, Crittenden, Evans, Huntington, Mangum, Merrick, Miller, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Woodbury, Wright.

So it was,

Resolved, That this bill pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The following bills, having been reported by the committee correctly engrossed, were read a third time:

S. 186. A bill to provide for the reports of the decisions of the Supreme Court of the United States;

S. 188. A bill for the relief of Phydelia Stevens;

S. 189. A bill for the relief of Elisha Burnet;

S. 192. A bill for the relief of William Polk;

S. 193. A bill to annex a part of the town of Tiverton, in the State of Rhode Island, to the collection district of Fall river, in the State of Massachusetts;

S. 194. A bill for the relief of Thomas Brownell;

S. 196. A bill for the relief of Elizabeth Munroe;

S. 198. A bill for the relief of Beckford C. Mathews;

S. 212. A bill for the relief of Daniel G. Skinner, of Alabama;

S. 213. A bill for the relief of J. K. Tafft, administrator of Francis Didier Petit de Villers, deceased.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The following bills were severally read a third time:

H. R. 47. An act to amend the act entitled, "An act for the relief of Chauncy Calhoun," passed March 3, 1839;

H. R. 127. An act for the relief of the legal representatives of Colonel William Piatt;

H. R. 134. An act in favor of Ellen Turney;

H. R. 139. An act granting a pension to Sarah Decker, widow of Samuel Decker, deceased;

H. R. 141. An act for the relief of Huldah Farlow;

H. R. 142. An act for the relief of Esther Parrott;

H. R. 144. An act for the relief of Clarissa Turney.

Resolved, That the said bills pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 88) to authorize the erection of an hospital in the city of Washington, together with the amendment reported thereto; and, having been amended, it was reported to the Senate, and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 384) to incorporate a society in the District of Columbia, by the name of the National Institution for the Promotion of Science, together with the amendment reported thereto; and the reported amendment having been agreed to, and the bill further amended, it was reported to the Senate, and the amendments were concurred in.

Ordered, That the amendments be engrossed, and the bill read a third time.

Mr. White reported, from the committee, that they had examined and found duly enrolled, the following acts:

H. R. 47. An act to amend the act entitled, "An act for the relief of Chauncey Calhoun," passed March 3, 1839;

H. R. 127. An act for the relief of the legal representatives of Colonel William Piatt;

H. R. 134. An act in favor of Ellen Turney;

H. R. 139. An act granting a pension to Sarah Decker, widow of Samuel Decker, deceased;

H. R. 141. An act for the relief of Huldah Farlow;

H. R. 142. An act for the relief of Esther Parrott;

H. R. 144. An act for the relief of Clarissa Turney;

H. R. 215. An act for the relief of the legal representatives of Josiah Blakely, deceased.

The Senate resumed the consideration of the bill (S. 181) to provide further remedial justice in the courts of the United States.

On motion by Mr. Preston,

To amend the bill by striking out, section 1, line 6, the following: "in all cases of any prisoner or prisoners in jail or confinement, where he, she, or they, shall be committed or confined, or in custody, under or by any authority or law, or process founded thereon, of the United States, or of any one of them, for or on account of any act done, or omitted to be done, under or by virtue of the constitution, or any law or treaty of the United States, or

under color thereof, or for or on account of any act done or omitted under alleged right, authority, title, privilege, protection, or exemption, set up or claimed under the same, or under color thereof, and;"

It was determined in the affirmative, { Yeas, ... 21, Nays, ... 18.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Bagby, Benton, Buchanan, Calhoun, Conrad, Crittenden, Cuthbert, Fulton, King, Mangum, Preston, Sevier, Smith, of Connecticut, Smith, of Indiana, Sturgeon, Tappan, Wilcox, Wright, Young.

Those who voted in the negative, are,

Messrs. Bates, Bayard, Berrien, Choate, Clayton, Crafts, Dayton, Evans, Graham, Huntington, Kerr, Merrick, Miller, Porter, Sprague, Tallmadge, White, Woodbridge.

On motion by Mr. Preston,

To amend the bill section 1, line 23, by striking out the words "under the law of nations, or;"

It was determined in the negative.

On motion by Mr. Merrick,

It was agreed to reconsider the last-mentioned vote.

The question recurring on agreeing to the amendment proposed by Mr. Preston;

It was determined in the affirmative, { Yeas, ... 21, Nays, ... 20.

On motion by Mr. Preston,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Crittenden, Cuthbert, Fulton, King, Mangum, Preston, Sevier, Smith, of Connecticut, Smith, of Indiana, Sturgeon, Tappan, Walker, Wilcox, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Dayton, Evans, Graham, Huntington, Kerr, Merrick, Miller, Porter, Simmons, Sprague, Tallmadge, White, Woodbridge.

On motion by Mr. Walker,

To amend the bill by inserting, section 1, line 21, after the word "act," the words "*during a period of war with such foreign state, and in prosecution of such war;*"

It was determined in the negative, { Yeas, ... 17, Nays, ... 25.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

The bill having been further amended;

On the question, "Shall this bill be engrossed and read a third time?"

It was determined in the affirmative, { Yeas, ... 25, / Nays, ... 17.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Woodbury, Wright, Young.

So, it was

Ordered, That the bill be engrossed and read a third time.

Mr. Archer, from the Committee on Naval Affairs, reported a bill (S. 295) providing for the establishment of schools of instruction in the naval service of the United States; which was read, and passed to the second reading.

On motion,

The Senate adjourned.

FRIDAY, July 8, 1842.

On motion by Mr. Smith, of Indiana,

Ordered, That the petition of William T. Lewis and Hiram Lewis, on the files of the Senate, be referred to the Committee of Claims.

On motion by Mr. Phelps,

The Senate resumed the consideration of the motion made by Mr. Woodbury, the 1st instant, for leave to bring in a bill to extend for a time the laws for laying and collecting duties on imports; and,

On the question, "Will the Senate grant the desired leave?"

A debate arose.

On motion by Mr. Phelps,

That the motion for leave lie on the table,

It was determined in the affirmative, { Yeas, ... 25, / Nays, ... 17.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the members present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Cuthbert, Fulton, King, Linn, Sevier, Smith, of Connecticut, Sturgeon, Tallmadge, Tappan, Wilcox, Woodbury, Wright, Young.

So it was,

Ordered, That the motion lie on the table.

The amendments to the bill (H. R. 384) to incorporate a society in the

District of Columbia by the name of the National Institution for the Promotion of Science, having been reported by the committee correctly engrossed, the bill was read a third time.

On the question, "Shall this bill pass?"

It was determined in the affirmative, { Yeas, ... 30, / Nays, ... 12.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Barrow, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Cuthbert, Dayton, Evans, Fulton, Graham, Huntington, Linn, Mangum, Merrick, Miller, Morehead, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, Tappan, Woodbridge, Woodbury.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, King, McRoberts, Sevier, White, Wilcox, Wright, Young.

On motion by Mr. Bayard,

The title was amended by striking out "Institution," and inserting "Institute."

Resolved, That this bill pass with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The Speaker of the House of Representatives having signed eight enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The President pro tempore signed the eight enrolled bills yesterday reported to have been examined; and they were delivered to the committee to be presented to the President of the United States.

The bill (S. 181) to provide further remedial justice in the courts of the United States, having been reported by the committee correctly engrossed, was read a third time.

On the question, "Shall this bill pass?"

It was determined in the affirmative, { Yeas, ... 27, / Nays, ... 17.

On motion by Mr. Linn,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Wilcox, Woodbury, Wright, Young.

So it was,

Resolved, That this bill pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The bill (S. 88) to authorize the erection of an hospital in the city of Washington, having been reported by the committee correctly engrossed, *was read a third* time, and the title amended.

Resolved, That this bill pass, and that the title thereof be, "An act to provide an insane hospital for the District of Columbia."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

After the consideration of Executive business,

The Senate adjourned.

SATURDAY, JULY 9, 1842.

The President pro tempore laid before the Senate a report of the Postmaster General, made agreeably to law, exhibiting the fines imposed on mail contractors, and deductions from their pay, during the year ending June 30, 1841; which was read.

Mr. Woodbury submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Secretary of the Treasury be directed to inform the Senate what has been the amount of expenditures, and also of receipts, during the first half of the present year, stating them separately, and with the sum under each general head, both of expenditures and receipts.

Mr. Sevier submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Secretary of War be instructed to communicate to the Senate an official copy of the instructions given by the War Department to the commissioners appointed by the President under the provisions of the 30th article of the treaty between the United States and Miami Indians, which was made in the month of November, 1840, and ratified in February, 1841, for the purpose of ascertaining certain debts due by said Indians, and for the payment of which, the United States, by the treaty aforesaid, became responsible; and, also, a copy of any report or award of said commissioners, which is on file in the War Department, upon the subject of said debts, together with a list of said debts, and a copy of the vouchers to prove said debts, and such award of the commissioners as has been approved by the President of the United States; and, also, all correspondence on file, relating to the execution of the treaty aforesaid.

The Senate proceeded to consider the resolution reported by the Committee on Pensions, on the petition of Hannah Bartlett; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The Senate resumed the consideration of the resolution reported by the Committee on Revolutionary Claims, on the petition of the heirs of John de Treville; and,

On the question to agree thereto,

It was determined in the negative.

So, it was

Resolved, That the prayer of the petitioners ought to be granted.

Mr. Porter reported, from the committee, that they had this day presented to the President of the United States the following enrolled bills:

H. R. 40. An act for the relief of Lieutenant John L. Kline;

H. R. 47. An act to amend the act for the relief of Chauncey Calhoun, passed March 3, 1839;

H. R. 54. An act for the relief of Obed P. Lacy;

H. R. 59. An act for the relief of Peter Sky, an Onondaga Indian;

H. R. 64. An act for the relief of Burnet Burdsall;
H. R. 127. An act for the relief of the legal representatives of Colonel William Piatt;
H. R. 134. An act in favor of Ellen Turney;
H. R. 139. An act granting a pension to Sarah Decker, widow of Samuel Decker, deceased;
H. R. 141. An act for the relief of Huldah Farlow;
H. R. 142. An act for the relief of Esther Parrott;
H. R. 144. An act for the relief of Clarissa Turney;
H. R. 215. An act for the relief of the legal representatives of Josiah Blakely, deceased.

After the consideration of executive business,
The Senate adjourned.

MONDAY, JULY 11, 1842.

The President pro tempore presented resolutions adopted at a meeting of the "Democratic Whig General Committee," held in the city of New York, approving the measures of the majority of the present Congress, and ascribing the continuance of the public embarrassments to the conduct of the Executive and his advisers; which were read.

On motion by Mr. Crittenden, that they be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Buchanan presented three memorials of citizens of the State of Pennsylvania, praying the adoption of measures for restoring the currency and credit of the country; which were referred to the Committee on Finance.

Mr. Miller presented a petition of citizens of Sussex county, New Jersey, praying that protection may be afforded the agricultural and manufacturing interests of the country, by the imposition of adequate duties on foreign imports; which was ordered to lie on the table.

Mr. Preston submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the President be requested, if it be not inconsistent with the public interest, to communicate to the Senate the recent correspondence between the republic of Mexico and this Government, in relation to Texas.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 77) making appropriations for the current and contingent expenses of the Indian Department, and for fulfiling treaty stipulations with various Indian tribes for the year 1842; and, no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill (S. 179) for the relief of Boyd Reilly was read the second time, and considered, as in Committee of the Whole; and, no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

A message from the House of Representatives, by Mr. Clarke, their Clerk;

Mr. President: The House of Representatives have passed a bill (H. R. 523) to amend "An act for altering the time of holding the district court

he United States for the western district of Pennsylvania, at Williams-t," approved May 8, 1840; in which they request the concurrence of the ıate.

The President of the United States approved and signed, the 22d June, n act for the relief of Charles H. Atherton;" also, "An act for the re- of Francis G. McCauley;" and the 9th of July, the following acts:

H. R. 40. An act for the relief of Lieutenant John L. Kline;

H. R. 47. An act to amend the act entitled, "An act for the relief of auncey Calhoun," passed March 3, 1839;

H. R. 134. An act in favor of Ellen Turney;

H. R. 64. An act for the relief of Burnet Burdsall;

H. R. 141. An act for the relief of Huldah Farlow;

H. R. 142. An act for the relief of Esther Parrott;

H. R. 144. An act for the relief of Clarissa Turney;

H. R. 127. An act for the relief of the legal representatives of Colonel lliam Piatt;

H. R. 215. An act for the relief of the legal representatives of Josiah kely, deceased;

H. R. 59. An act for the relief of Peter Sky, an Onondaga Indian;

H. R. 54. An act for the relief of Obed P. Lacy;

H. R. 139. An act for the relief of Sarah Decker, widow of Samuel cker, deceased.

After the consideration of executive business,

The Senate adjourned.

TUESDAY, JULY 12, 1842.

Mr. Buchanan presented the petition of James Reeside, praying the pay-nt of a judgment rendered in his favor in a suit instituted against him by United States; which was referred to the Committee on the Judiciary.

Mr. Woodbury submitted the following resolution for consideration:

Resolved, That the Secretary of the Treasury be directed to report to the nate where the public money has been deposited for safekeeping since the eal of the independent Treasury; by whom the depositories of it have been ected; the changes, if any, which have been made in them since, with the sons therefor; and under what regulations and securities it is placed with m when received from loans of treasury-notes, as well as from duties, ds, and other sources; and to accompany this information with a list of present depositories and the amount of money in each by the last returns.

The bill (H. R. 523) to amend "An act for altering the time of holding the rict court of the United States for the western district of Pennsylvania at lliamsport," approved May 8, 1840, was read the first and second times, unanimous consent, and considered, as in Committee of the Whole; and amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time, by unanimous consent.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives ac-dingly.

Mr. Crafts, from the Committee on Printing, reported "that the committee discharged from the further consideration of the resolutions of the meeting the Democratic Whig General Committee of the city of New York;" and e report was concurred in.

Mr. Sevier, from the Committee on Pensions, to whom the following bills were referred:

H. R. 161. An act granting a pension to Mary Johnson;

H. R. 195. An act for the relief of John Jorden; reported them, severally, without amendment.

Mr. Graham, from the Committee on Pensions, to whom was referred the bill (S. 174) for the relief of George Sheffler, reported it without amendment.

Mr. Crittenden, from the Committee on the Judiciary, to whom was referred the bill (H. R. 211) for the relief of the heirs and representatives of Thomas Atkinson, deceased, reported it without amendment.

Mr Sevier, from the Committee on Pensions, to whom was referred the petition of Samuel Crapin, submitted an adverse report; which was ordered to be printed.

Agreeably to notice, Mr. Crittenden asked and obtained leave to bring in a bill (S. 296) to permit the Secretary of the Treasury to adjust and compromise a claim of the United States against Henry Daniel and Thomas Triplett, jr., deceased, now or late of the State of Kentucky; which was read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

The bill (S. 179) for the relief of Boyd Reilly, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That this bill pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed, as in Committee of the Whole, the bill (S. 182) for the relief of the legal representatives of William Hull, deceased; and,

After debate,

Ordered, That it lie on the table.

The bill (S. 281) for the relief of persons residing within the reputed limits of the States of Arkansas or Louisiana, and beyond the boundary line between the United States and the republic of Texas, as established by the commissioners appointed to ascertain the same, was read the second time, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

After consideration of Executive business,

The Senate adjourned.

WEDNESDAY, July 13, 1842.

Mr. Evans presented the petition of certain inhabitants of Waldoboro', Maine, praying that a duty may be imposed on all kinds of wood imported into the United States, except dye-woods.

Ordered, That it lie on the table.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 274) for the relief of Catharine W. Callender, reported it without amendment.

Mr. Bates also submitted an adverse report on the subject; which was ordered to be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 279) giving Sally Pratt the benefit of the act of the 7th of July, 1838, reported it without amendment.

Mr. Bates also submitted an adverse report on the subject; which was ordered to be printed.

Agreeably to notice, Mr. Conrad asked and obtained leave to bring in a bill (S. 297) to regulate the chancery practice in the courts of the United States in the State of Louisiana; which was read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of their President.

Mr. Porter reported from the committee that they had examined and found duly enrolled the bill (H. R. 77) making appropriations for the current and contingent expenses of the Indian department, and for fulfilling treaty stipulations with the various Indian tribes for the year 1842.

The President pro tempore signed the enrolled bill last reported to have been examined; and it was delivered to the committee to be presented to the President of the United States.

On motion by Mr. Walker,

Ordered, That the message of the President of the United States of the 13th June, communicating information concerning the proceedings under the convention of 11th April, 1839, between the United States and the Mexican republic, be referred to the Committee on Foreign Relations.

The Senate proceeded to consider the resolution submitted by Mr. Woodbury the 12th instant, and agreed thereto.

After the consideration of Executive business,

The Senate adjourned.

THURSDAY, JULY 14, 1842.

Mr. Rives presented the proceedings and resolutions of a meeting of democratic state rights republicans, held in the city of Richmond, in opposition to a protective tariff and the distribution of the proceeds of the public lands, and approving the conduct of the Executive; which were referred to the Committee on Manufactures.

Mr. Wright, from the Committee of Claims, to whom was referred the bill (H. R. 92) for the relief of Barnabas Palmer, reported it without amendment.

Mr. Wright also submitted an adverse report on the subject; which was ordered to be printed.

On motion by Mr. Graham,

Ordered, That the Committee of Claims be discharged from the further consideration of the memorial of the executors of John W. Massie.

Mr. Graham, from the Committee of Claims, to whom were referred the documents relating to the claim of Thomas J. Stone, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Mr. Evans, from the Committee on Public Buildings, to whom was referred the bill (H. R. 219) for the relief of Hugh Stewart, reported it without amendment.

Mr. Graham, from the Committee of Claims, to whom was referred the bill (H. R. 81) for the relief of the heirs of James Maglenin, late of the city

of Baltimore, deceased, reported it without amendment, and that it ought not to pass.

Mr. Smith, of Indiana, submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on Pensions be instructed to inquire what legislation, if any, is necessary to enable Lydia Conine to obtain the pension granted to her by the War Department under the provisions of law, payment of which pension having been refused by the Department, under the opinion of the Attorney General of the United States, of the 31st May, 1842; and that said Committee inquire what legislation, if any, is necessary to provide for cases similarly circumstanced, and coming within the principles expressed in said opinion; and that the papers in the case of the said Lydia Conine, with the aforesaid opinion of the Attorney General, be referred to the said Committee.

Mr. Rives presented a preamble and resolution adopted at a meeting of the citizens of the county of Harrison, Virginia, in favor of the repeal of the bankrupt law.

Ordered, That it lie on the table.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

In compliance with the resolution of the Senate of the 11th instant, calling for the recent correspondence between the Republic of Mexico and this Government, in relation to Texas, I transmit a report from the Secretary of State, with the accompanying documents.

JOHN TYLER.

WASHINGTON, *July* 14, 1842.

The message and accompanying documents were read.

Ordered, That they be referred to the Committee on Foreign Relations.

On motion by Mr. Preston, that they be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Crafts, from the Committee on Printing, reported in favor of printing the said message and documents; and

Ordered, That they be printed.

On motion by Mr. Bates,

Ordered, That the report of the Committee on Pensions, on the petition of Mary Nelson, be recommitted to the Committee on Pensions.

The bill (S. 281) for the relief of persons residing within the reputed limits of the State of Arkansas or Louisiana, and beyond the boundary line between the United States and the republic of Texas, as established by the commissioners appointed to ascertain the same, having been reported by the committee, correctly engrossed, was read a third time.

Resolved, That this bill pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed, as in Committee of the Whole, the bill (S. 105) for the relief of the legal representatives of John H. Hall; and having been amended, it was reported to the Senate, and the amendment was concurred in.

On the question "Shall this bill be engrossed and read a third time?"

It was determined in the negative, { Yeas, ... 6, Nays, ... 35.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 152) for the relief of Jonathan Britton.

On motion by Mr. Graham, that it be postponed indefinitely,

It was determined in the affirmative, { Yeas, ... 24, / Nays, ... 4.

On motion by Mr. Benton,

The yeas and nays being desired by one fifth of the Senators present,

These who voted in the affirmative, are,

Messrs. Allen, Archer, Barrow, Bates, Benton, Berrien, Buchanan, Calhoun, Clayton, Crafts, Crittenden, Graham, King, Mangum, Smith, of Connecticut, Smith, of Indiana, Sprague, Tappan, Walker, Wilcox, Williams, Woodbridge, Woodbury, Young.

Those who voted in the negative, are,

Messrs. Conrad, Evans, Miller, Preston.

So it was,

Resolved, That the bill be postponed indefinitely.

Ordered, That the Secretary notify the House of Representatives accordingly.

The resolution (S. 10) to extend the franking privilege to the ex-Vice Presidents of the United States, was read the second time, and considered, as in Committee of the Whole; and,

On motion by Mr. Bayard,

Ordered, That it lie on the table.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: I am directed to inform the Senate that the House of Representatives resumed the reconsideration of the bill (No. 480) to extend for a limited period the present laws for laying and collecting duties on imports, which bill was presented to the President of the United States for his approbation or disapprobation the 25th day of June ultimo, and returned by him on Wednesday, the 29th ultimo, with objections.

The question, "That the House, *on reconsideration*, do agree to pass the bill," was determined in the mode prescribed by the Constitution of the United States; when there appeared

For passing the bill - - - - - 114,
Against it - - - - - - 97.

And so the said bill was not passed, two thirds of the House, on reconsideration, not agreeing to pass the same.

The Speaker of the House of Representatives having signed four enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The President pro tempore signed the four enrolled bills (H. R. 40, 54, 59, 64) last reported to have been examined, and they were delivered to the committee to be presented to the President of the United States.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 186) to provide for the reports of the decisions of the Supreme Court of the United States; and, no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The following bills were severally read the second time, and considered, as in Committee of the Whole:

S. 188. Bill for the relief of Phydelia Stephens;

S. 189. Bill for the relief of Elisha Burnet;

under color thereof, or for or on account of any act done or omitted under alleged right, authority, title, privilege, protection, or exemption, set up or claimed under the same, or under color thereof, and;"

It was determined in the affirmative, { Yeas, ... 21, Nays, ... 18.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Bagby, Benton, Buchanan, Calhoun, Conrad, Crittenden, Cuthbert, Fulton, King, Mangum, Preston, Sevier, Smith, of Connecticut, Smith, of Indiana, Sturgeon, Tappan, Wilcox, Wright, Young.

Those who voted in the negative, are,

Messrs. Bates, Bayard, Berrien, Choate, Clayton, Crafts, Dayton, Evans, Graham, Huntington, Kerr, Merrick, Miller, Porter, Sprague, Tallmadge, White, Woodbridge.

On motion by Mr. Preston,

To amend the bill section 1, line 23, by striking out the words "under the law of nations, or;"

It was determined in the negative.

On motion by Mr. Merrick,

It was agreed to reconsider the last-mentioned vote.

The question recurring on agreeing to the amendment proposed by Mr. Preston;

It was determined in the affirmative, { Yeas, ... 21, Nays, ... 20.

On motion by Mr. Preston,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Crittenden, Cuthbert, Fulton, King, Mangum, Preston, Sevier, Smith, of Connecticut, Smith, of Indiana, Sturgeon, Tappan, Walker, Wilcox, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Dayton, Evans, Graham, Huntington, Kerr, Merrick, Miller, Porter, Simmons, Sprague, Tallmadge, White, Woodbridge.

On motion by Mr. Walker,

To amend the bill by inserting, section 1, line 21, after the word "act," the words "*during a period of war with such foreign state, and in prosecution of such war;*"

It was determined in the negative, { Yeas, ... 17, Nays, ... 25.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

The bill having been further amended;
On the question, "Shall this bill be engrossed and read a third time?"
It was determined in the affirmative, { Yeas, ... 25, / Nays, ... 17.

On motion by Mr. Walker,
The yeas and nays being desired by one fifth of the Senators present,
Those who voted in the affirmative, are,
Messrs. Archer, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.
Those who voted in the negative, are,
Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Woodbury, Wright, Young.
So, it was
Ordered, That the bill be engrossed and read a third time.
Mr. Archer, from the Committee on Naval Affairs, reported a bill (S. 295) providing for the establishment of schools of instruction in the naval service of the United States; which was read, and passed to the second reading.
On motion,
The Senate adjourned.

FRIDAY, JULY 8, 1842.

On motion by Mr. Smith, of Indiana,
Ordered, That the petition of William T. Lewis and Hiram Lewis, on the files of the Senate, be referred to the Committee of Claims.
On motion by Mr. Phelps,
The Senate resumed the consideration of the motion made by Mr. Woodbury, the 1st instant, for leave to bring in a bill to extend for a time the laws for laying and collecting duties on imports; and,
On the question, "Will the Senate grant the desired leave?"
A debate arose.
On motion by Mr. Phelps,
That the motion for leave lie on the table,
It was determined in the affirmative, { Yeas, ... 25, / Nays, ... 17.

On motion by Mr. Buchanan,
The yeas and nays being desired by one fifth of the members present,
Those who voted in the affirmative, are,
Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, White, Woodbridge.
Those who voted in the negative, are,
Messrs. Allen, Bagby, Benton, Buchanan, Cuthbert, Fulton, King, Linn, Sevier, Smith, of Connecticut, Sturgeon, Tallmadge, Tappan, Wilcox, Woodbury, Wright, Young.
So it was,
Ordered, That the motion lie on the table.
The amendments to the bill (H. R. 384) to incorporate a society in the

District of Columbia by the name of the National Institution for the Promotion of Science, having been reported by the committee correctly engrossed, the bill was read a third time.

On the question, "Shall this bill pass?"

It was determined in the affirmative, { Yeas, ... 30, Nays, ... 12.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Barrow, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Cuthbert, Dayton, Evans, Fulton, Graham, Huntington, Linn, Mangum, Merrick, Miller, Morehead, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, Tappan, Woodbridge, Woodbury.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, King, McRoberts, Sevier, White, Wilcox, Wright, Young.

On motion by Mr. Bayard,

The title was amended by striking out "Institution," and inserting "Institute."

Resolved, That this bill pass with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The Speaker of the House of Representatives having signed eight enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The President pro tempore signed the eight enrolled bills yesterday reported to have been examined; and they were delivered to the committee to be presented to the President of the United States.

The bill (S. 181) to provide further remedial justice in the courts of the United States, having been reported by the committee correctly engrossed, was read a third time.

On the question, "Shall this bill pass?"

It was determined in the affirmative, { Yeas, ... 27, Nays, ... 17.

On motion by Mr. Linn,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Wilcox, Woodbury, Wright, Young.

So it was,

Resolved, That this bill pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The bill (S. 88) to authorize the erection of an hospital in the city of Washington, having been reported by the committee correctly engrossed, *was read a third time*, and the title amended.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The following bills were severally read a third time:

H. R. 47. An act to amend the act entitled, "An act for the relief of Chauncy Calhoun," passed March 3, 1839;

H. R. 127. An act for the relief of the legal representatives of Colonel William Piatt;

H. R. 134. An act in favor of Ellen Turney;

H. R. 139. An act granting a pension to Sarah Decker, widow of Samuel Decker, deceased;

H. R. 141. An act for the relief of Huldah Farlow;

H. R. 142. An act for the relief of Esther Parrott;

H. R. 144. An act for the relief of Clarissa Turney.

Resolved, That the said bills pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 88) to authorize the erection of an hospital in the city of Washington, together with the amendment reported thereto; and, having been amended, it was reported to the Senate, and the amendments were concurred in.

Ordered, That it be engrossed and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 384) to incorporate a society in the District of Columbia, by the name of the National Institution for the Promotion of Science, together with the amendment reported thereto; and the reported amendment having been agreed to, and the bill further amended, it was reported to the Senate, and the amendments were concurred in.

Ordered, That the amendments be engrossed, and the bill read a third time.

Mr. White reported, from the committee, that they had examined and found duly enrolled, the following acts:

H. R. 47. An act to amend the act entitled, "An act for the relief of Chauncey Calhoun," passed March 3, 1839;

H. R. 127. An act for the relief of the legal representatives of Colonel William Piatt;

H. R. 134. An act in favor of Ellen Turney;

H. R. 139. An act granting a pension to Sarah Decker, widow of Samuel Decker, deceased;

H. R. 141. An act for the relief of Huldah Farlow;

H. R. 142. An act for the relief of Esther Parrott;

H. R. 144. An act for the relief of Clarissa Turney;

H. R. 215. An act for the relief of the legal representatives of Josiah Blakely, deceased.

The Senate resumed the consideration of the bill (S. 181) to provide further remedial justice in the courts of the United States.

On motion by Mr. Preston,

To amend the bill by striking out, section 1, line 6, the following: "in all cases of any prisoner or prisoners in jail or confinement, where he, she, or they, shall be committed or confined, or in custody, under or by any authority or law, or process founded thereon, of the United States, or of any one of them, for or on account of any act done, or omitted to be done, under or by virtue of the constitution, or any law or treaty of the United States, or

H. R. 64. An act for the relief of Burnet Burdsall;
H. R. 127. An act for the relief of the legal representatives of Colonel William Piatt;
H. R. 134. An act in favor of Ellen Turney;
H. R. 139. An act granting a pension to Sarah Decker, widow of Samuel Decker, deceased;
H. R. 141. An act for the relief of Huldah Farlow;
H. R. 142. An act for the relief of Esther Parrott;
H. R. 144. An act for the relief of Clarissa Turney;
H. R. 215. An act for the relief of the legal representatives of Josiah Blakely, deceased.

After the consideration of executive business,
The Senate adjourned.

MONDAY, JULY 11, 1842.

The President pro tempore presented resolutions adopted at a meeting of the "Democratic Whig General Committee," held in the city of New York, approving the measures of the majority of the present Congress, and ascribing the continuance of the public embarrassments to the conduct of the Executive and his advisers; which were read.

On motion by Mr. Crittenden, that they be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Buchanan presented three memorials of citizens of the State of Pennsylvania, praying the adoption of measures for restoring the currency and credit of the country; which were referred to the Committee on Finance.

Mr. Miller presented a petition of citizens of Sussex county, New Jersey, praying that protection may be afforded the agricultural and manufacturing interests of the country, by the imposition of adequate duties on foreign imports; which was ordered to lie on the table.

Mr. Preston submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the President be requested, if it be not inconsistent with the public interest, to communicate to the Senate the recent correspondence between the republic of Mexico and this Government, in relation to Texas.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 77) making appropriations for the current and contingent expenses of the Indian Department, and for fulfiling treaty stipulations with various Indian tribes for the year 1842; and, no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill (S. 179) for the relief of Boyd Reilly was read the second time, and considered, as in Committee of the Whole; and, no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 523) to amend "An act for altering the time of holding the district court

of the United States for the western district of Pennsylvania, at Williamsport," approved May 8, 1840; in which they request the concurrence of the Senate.

The President of the United States approved and signed, the 22d June, "An act for the relief of Charles H. Atherton;" also, "An act for the relief of Francis G. McCauley;" and the 9th of July, the following acts:

H. R. 40. An act for the relief of Lieutenant John L. Kline;

H. R. 47. An act to amend the act entitled, "An act for the relief of Chauncey Calhoun," passed March 3, 1839;

H. R. 134. An act in favor of Ellen Turney;

H. R. 64. An act for the relief of Burnet Burdsall;

H. R. 141. An act for the relief of Huldah Farlow;

H. R. 142. An act for the relief of Esther Parrott;

H. R. 144. An act for the relief of Clarissa Turney;

H. R. 127. An act for the relief of the legal representatives of Colonel William Piatt;

H. R. 215. An act for the relief of the legal representatives of Josiah Blakely, deceased;

H. R. 59. An act for the relief of Peter Sky, an Onondaga Indian;

H. R. 54. An act for the relief of Obed P. Lacy;

H. R. 139. An act for the relief of Sarah Decker, widow of Samuel Decker, deceased.

After the consideration of executive business,

The Senate adjourned.

TUESDAY, JULY 12, 1842.

Mr. Buchanan presented the petition of James Reeside, praying the payment of a judgment rendered in his favor in a suit instituted against him by the United States; which was referred to the Committee on the Judiciary.

Mr. Woodbury submitted the following resolution for consideration:

Resolved, That the Secretary of the Treasury be directed to report to the Senate where the public money has been deposited for safekeeping since the repeal of the independent Treasury; by whom the depositories of it have been selected; the changes, if any, which have been made in them since, with the reasons therefor; and under what regulations and securities it is placed with them when received from loans of treasury-notes, as well as from duties, lands, and other sources; and to accompany this information with a list of the present depositories and the amount of money in each by the last returns.

The bill (H. R. 523) to amend "An act for altering the time of holding the district court of the United States for the western district of Pennsylvania at Williamsport," approved May 8, 1840, was read the first and second times, by unanimous consent, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time, by unanimous consent.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Crafts, from the Committee on Printing, reported "that the committee be discharged from the further consideration of the resolutions of the meeting of the Democratic Whig General Committee of the city of New York;" and the report was concurred in.

H. R. 64. An act for the relief of Burnet Burdsall;
H. R. 127. An act for the relief of the legal representatives of Colonel William Piatt;
H. R. 134. An act in favor of Ellen Turney;
H. R. 139. An act granting a pension to Sarah Decker, widow of Samuel Decker, deceased;
H. R. 141. An act for the relief of Huldah Farlow;
H. R. 142. An act for the relief of Esther Parrott;
H. R. 144. An act for the relief of Clarissa Turney;
H. R. 215. An act for the relief of the legal representatives of Josiah Blakely, deceased.

After the consideration of executive business,
The Senate adjourned.

MONDAY, JULY 11, 1842.

The President pro tempore presented resolutions adopted at a meeting of the "Democratic Whig General Committee," held in the city of New York, approving the measures of the majority of the present Congress, and ascribing the continuance of the public embarrassments to the conduct of the Executive and his advisers; which were read.

On motion by Mr. Crittenden, that they be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Buchanan presented three memorials of citizens of the State of Pennsylvania, praying the adoption of measures for restoring the currency and credit of the country; which were referred to the Committee on Finance.

Mr. Miller presented a petition of citizens of Sussex county, New Jersey, praying that protection may be afforded the agricultural and manufacturing interests of the country, by the imposition of adequate duties on foreign imports; which was ordered to lie on the table.

Mr. Preston submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the President be requested, if it be not inconsistent with the public interest, to communicate to the Senate the recent correspondence between the republic of Mexico and this Government, in relation to Texas.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 77) making appropriations for the current and contingent expenses of the Indian Department, and for fulfiling treaty stipulations with various Indian tribes for the year 1842; and, no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill (S. 179) for the relief of Boyd Reilly was read the second time, and considered, as in Committee of the Whole; and, no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 523) to amend "An act for altering the time of holding the district court

of the United States for the western district of Pennsylvania, at Williamsport," approved May 8, 1840; in which they request the concurrence of the Senate.

The President of the United States approved and signed, the 22d June, "An act for the relief of Charles H. Atherton;" also, "An act for the relief of Francis G. McCauley;" and the 9th of July, the following acts:

H. R. 40. An act for the relief of Lieutenant John L. Kline;

H. R. 47. An act to amend the act entitled, "An act for the relief of Chauncey Calhoun," passed March 3, 1839;

H. R. 134. An act in favor of Ellen Turney;

H. R. 64. An act for the relief of Burnet Burdsall;

H. R. 141. An act for the relief of Huldah Farlow;

H. R. 142. An act for the relief of Esther Parrott;

H. R. 144. An act for the relief of Clarissa Turney;

H. R. 127. An act for the relief of the legal representatives of Colonel William Piatt;

H. R. 215. An act for the relief of the legal representatives of Josiah Blakely, deceased;

H. R. 59. An act for the relief of Peter Sky, an Onondaga Indian;

H. R. 54. An act for the relief of Obed P. Lacy;

H. R. 139. An act for the relief of Sarah Decker, widow of Samuel Decker, deceased.

After the consideration of executive business,

The Senate adjourned.

TUESDAY, JULY 12, 1842.

Mr. Buchanan presented the petition of James Reeside, praying the payment of a judgment rendered in his favor in a suit instituted against him by the United States; which was referred to the Committee on the Judiciary.

Mr. Woodbury submitted the following resolution for consideration:

Resolved, That the Secretary of the Treasury be directed to report to the Senate where the public money has been deposited for safekeeping since the repeal of the independent Treasury; by whom the depositories of it have been selected; the changes, if any, which have been made in them since, with the reasons therefor; and under what regulations and securities it is placed with them when received from loans of treasury-notes, as well as from duties, lands, and other sources; and to accompany this information with a list of the present depositories and the amount of money in each by the last returns.

The bill (H. R. 523) to amend "An act for altering the time of holding the district court of the United States for the western district of Pennsylvania at Williamsport," approved May 8, 1840, was read the first and second times, by unanimous consent, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time, by unanimous consent.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Crafts, from the Committee on Printing, reported "that the committee be discharged from the further consideration of the resolutions of the meeting of the Democratic Whig General Committee of the city of New York;" and the report was concurred in.

H. R. 64. An act for the relief of Burnet Burdsall;
H. R. 127. An act for the relief of the legal representatives of Colonel William Piatt;
H. R. 134. An act in favor of Ellen Turney;
H. R. 139. An act granting a pension to Sarah Decker, widow of Samuel Decker, deceased;
H. R. 141. An act for the relief of Huldah Farlow;
H. R. 142. An act for the relief of Esther Parrott;
H. R. 144. An act for the relief of Clarissa Turney;
H. R. 215. An act for the relief of the legal representatives of Josiah Blakely, deceased.

After the consideration of executive business,
The Senate adjourned.

MONDAY, JULY 11, 1842.

The President pro tempore presented resolutions adopted at a meeting of the "Democratic Whig General Committee," held in the city of New York, approving the measures of the majority of the present Congress, and ascribing the continuance of the public embarrassments to the conduct of the Executive and his advisers; which were read.

On motion by Mr. Crittenden, that they be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Buchanan presented three memorials of citizens of the State of Pennsylvania, praying the adoption of measures for restoring the currency and credit of the country; which were referred to the Committee on Finance.

Mr. Miller presented a petition of citizens of Sussex county, New Jersey, praying that protection may be afforded the agricultural and manufacturing interests of the country, by the imposition of adequate duties on foreign imports; which was ordered to lie on the table.

Mr. Preston submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the President be requested, if it be not inconsistent with the public interest, to communicate to the Senate the recent correspondence between the republic of Mexico and this Government, in relation to Texas.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 77) making appropriations for the current and contingent expenses of the Indian Department, and for fulfiling treaty stipulations with various Indian tribes for the year 1842; and, no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill (S. 179) for the relief of Boyd Reilly was read the second time, and considered, as in Committee of the Whole; and, no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 523) to amend "An act for altering the time of holding the district court

Mr. Bates also submitted an adverse report on the subject; which was ordered to be printed.

Agreeably to notice, Mr. Conrad asked and obtained leave to bring in a bill (S. 297) to regulate the chancery practice in the courts of the United States in the State of Louisiana; which was read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of their President.

Mr. Porter reported from the committee that they had examined and found duly enrolled the bill (H. R. 77) making appropriations for the current and contingent expenses of the Indian department, and for fulfilling treaty stipulations with the various Indian tribes for the year 1842.

The President pro tempore signed the enrolled bill last reported to have been examined; and it was delivered to the committee to be presented to the President of the United States.

On motion by Mr. Walker,

Ordered, That the message of the President of the United States of the 13th June, communicating information concerning the proceedings under the convention of 11th April, 1839, between the United States and the Mexican republic, be referred to the Committee on Foreign Relations.

The Senate proceeded to consider the resolution submitted by Mr. Woodbury the 12th instant, and agreed thereto.

After the consideration of Executive business,

The Senate adjourned.

THURSDAY, JULY 14, 1842.

Mr. Rives presented the proceedings and resolutions of a meeting of democratic state rights republicans, held in the city of Richmond, in opposition to a protective tariff and the distribution of the proceeds of the public lands, and approving the conduct of the Executive; which were referred to the Committee on Manufactures.

Mr. Wright, from the Committee of Claims, to whom was referred the bill (H. R. 92) for the relief of Barnabas Palmer, reported it without amendment.

Mr. Wright also submitted an adverse report on the subject; which was ordered to be printed.

On motion by Mr. Graham,

Ordered, That the Committee of Claims be discharged from the further consideration of the memorial of the executors of John W. Massie.

Mr. Graham, from the Committee of Claims, to whom were referred the documents relating to the claim of Thomas J. Stone, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Mr. Evans, from the Committee on Public Buildings, to whom was referred the bill (H. R. 219) for the relief of Hugh Stewart, reported it without amendment.

Mr. Graham, from the Committee of Claims, to whom was referred the bill (H. R. 81) for the relief of the heirs of James Maglenin, late of the city

Mr. Sevier, from the Committee on Pensions, to whom the following bills were referred:

H. R. 161. An act granting a pension to Mary Johnson;

H. R. 195. An act for the relief of John Jorden; reported them, severally, without amendment.

Mr. Graham, from the Committee on Pensions, to whom was referred the bill (S. 174) for the relief of George Sheffler, reported it without amendment.

Mr. Crittenden, from the Committee on the Judiciary, to whom was referred the bill (H. R. 211) for the relief of the heirs and representatives of Thomas Atkinson, deceased, reported it without amendment.

Mr Sevier, from the Committee on Pensions, to whom was referred the petition of Samuel Crapin, submitted an adverse report; which was ordered to be printed.

Agreeably to notice, Mr. Crittenden asked and obtained leave to bring in a bill (S. 296) to permit the Secretary of the Treasury to adjust and compromise a claim of the United States against Henry Daniel and Thomas Triplett, jr., deceased, now or late of the State of Kentucky; which was read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

The bill (S. 179) for the relief of Boyd Reilly, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That this bill pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed, as in Committee of the Whole, the bill (S. 182) for the relief of the legal representatives of William Hull, deceased; and,

After debate,

Ordered, That it lie on the table.

The bill (S. 281) for the relief of persons residing within the reputed limits of the States of Arkansas or Louisiana, and beyond the boundary line between the United States and the republic of Texas, as established by the commissioners appointed to ascertain the same, was read the second time, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

After consideration of Executive business,

The Senate adjourned.

WEDNESDAY, July 13, 1842.

Mr. Evans presented the petition of certain inhabitants of Waldoboro', Maine, praying that a duty may be imposed on all kinds of wood imported into the United States, except dye-woods.

Ordered, That it lie on the table.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 274) for the relief of Catharine W. Callender, reported it without amendment.

Mr. Bates also submitted an adverse report on the subject; which was ordered to be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 279) giving Sally Pratt the benefit of the act of the 7th of July, 1838, reported it without amendment.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Benton, Choate, Preston, Rives, Simmons.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Barrow, Bates, Bayard, Berrien, Buchanan, Calhoun, Clayton, Conrad, Crafts, Crittenden, Cuthbert, Evans, Fulton, Graham, Henderson, King, McRoberts, Mangum, Merrick, Miller, Phelps, Porter, Sevier, Smith, of Connecticut, Smith, of Indiana, Sturgeon, Tappan, Walker, White, Wilcox, Woodbridge, Woodbury, Young.

So the bill was rejected.

Mr. Porter reported from the Committee, that they had examined and found duly enrolled the bill (H. R. 523) entitled, "An act to amend an act for altering the time of holding the district court of the United States for the western district of Pennsylvania at Williamsport," approved May 8, 1840; and that they had this day presented to the President of the United States the enrolled (H. R. 77) entitled, "An act making appropriations for the current and contingent expenses of the Indian department, and for fulfilling treaty stipulations with the various Indian tribes for the year one thousand eight hundred and forty-two."

After the consideration of Executive business,

The Senate adjourned.

FRIDAY, July 15, 1842.

The President pro tempore laid before the Senate a report of the Secretary of War, made in compliance with a resolution, communicating a report of the colonel of the corps of engineers on the survey of the straits of Detroit; which was read.

On motion by Mr. Woodbridge, that it be printed.

Ordered, That the motion be referred to the Committee on Printing.

Mr. Calhoun presented a memorial of citizens of the county of Leon, in the Territory of Florida, praying that the Territory of Florida may be admitted as a State into the Union; which was referred to the Committee on the Judiciary.

Mr. McRoberts presented a petition of citizens of the State of Illinois, praying the establishment of a post-route from Chicago to Dixon, in that State; which was referred to the Committee on the Post Office and Post Roads.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the petition of a number of citizens of Illinois and Wisconsin, and a report of the Secretary of War, in relation to the mineral lands, reported a bill (S. 298) to provide for ascertaining and disposing of the lead mineral lands in the State of Illinois, and the Territories of Wisconsin and Iowa; which was read, and passed to the second reading.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 86) to confirm claims to land in the district between the Rio Hondo and Sabine rivers; and, no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed and read a third time.

The bill (S. 203) for the relief of the legal representatives of Philip Barbour, deceased, was read the second time, and considered as in Committee of the Whole; and,

On motion by Mr. Tappan,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the resolution (S. 8) to provide for the payment of certain Cherokee claims, under the treaty of 1835–'6; and,

On motion by Mr. King,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 180) to establish a port of entry at the city of Bangor, in the State of Maine; and,

On motion by Mr. Huntington,

Ordered, That it lie on the table.

The bill (S. 210), directing an edition of the laws of the United States to be compiled and printed, was read the second time, and considered as in Committee of the Whole.

On motion by Mr. Smith, of Connecticut,

To amend the bill, by inserting the following: "Sec. 3. *And be it further enacted, That no portion of the laws, compiled and published under this act, shall be distributed among members of Congress;*"

A motion was made by Mr. Merrick, to amend the amendment, by striking out all after "*enacted,*" and inserting: "*That the said books shall be distributed in such manner as Congress may direct, after they shall have been compiled, printed, and bound;*" and,

It was determined in the affirmative, { Yeas, ... 23, / Nays, ... 17.

On motion by Mr. Smith, of Connecticut,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Berrien, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Henderson, Huntington, Kerr, Merrick, Miller, Morehead, Porter, Rives, Simmons, Smith, of Indiana, Sprague, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, McRoberts, Mangum, Sevier, Smith, of Connecticut, Sturgeon, Wilcox, Woodbury, Wright, Young.

So the amendment to the amendment was agreed to.

The question recurring on agreeing to the amendment as amended,

It was determined in the negative.

The bill, having been amended, was reported to the Senate, and the amendments were concurred in.

Ordered, That it be engrossed, and read a third time.

The bill (S. 217) to raise two new regiments, and to organize a corps of horse artillery, was read the second time, and considered, as in Committee of the Whole.

On motion by Mr. Archer,

Ordered, That it lie on the table.

The resolution (S. 11) for the printing and distribution of a continuation of the Digest of Patents, and for other purposes, was read the second time, and considered, as in Committee of the Whole.

On motion by Mr. Kerr,

Ordered, That it be recommitted to the Committee on Patents and the *Patent Office.*

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of their President.

The President pro tempore signed the enrolled bill (H. R. 523) last reported to have been examined; and it was delivered to the committee to be presented to the President of the United States.

After the consideration of Executive business,

The Senate adjourned.

SATURDAY, JULY 16, 1842.

On motion by Mr. Crafts,

To reconsider the vote of the 14th instant, on engrossing the bill (S. 105) for the relief of the legal representatives of John Hall;

On motion by Mr. Crafts,

Ordered, That the motion lie on the table.

The bill (S. 204) granting lands to the several States for the education of the deaf, dumb, and blind, and for the relief of insane persons, was read the second time, and considered, as in Committee of the Whole; and,

On motion by Mr. Wright,

Ordered, That it lie on the table.

The bill (S. 218) to authorize the Secretary of the Treasury to make an arrangement or compromise with any of the sureties on bonds given to the United States by Samuel Swartwout, late collector of the customs for the port of New York, was read the second time, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The bill (S. 293) to provide for the settlement of claims for losses of property by reason of its military occupation in the Territory of Florida, was read the second time, and considered, as in Committee of the Whole.

On motion by Mr. King,

To amend the bill, by inserting, section 1, line 22, after the word "proper," "*Provided, That such claims as have been favorably reported on by a committee of either House of Congress, may be audited in the manner herein prescribed, and the amount found due paid out of any money in the Treasury not otherwise appropriated;*"

It was determined in the negative, { Yeas, ... 20, / Nays, ... 20.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bagby, Bayard, Benton, Berrien, Calhoun, Cuthbert, Evans, Fulton, Kerr, King, Linn, McRoberts, Mangum, Preston, Sevier, Smith, of Connecticut, Sturgeon, Walker, Young.

Those who voted in the negative, are,

Messrs. Allen, Bates, Conrad, Dayton, Graham, Henderson, Huntington, Merrick, Miller, Morehead, Porter, Simmons, Smith, of Indiana, Sprague, Tappan, White, Wilcox, Woodbridge, Woodbury, Wright.

So,

The amendment was disagreed to.

On motion by Mr. Tappan,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the resolution (S. 8) to provide for the payment of certain Cherokee claims, under the treaty of 1835–'6; and,

On motion by Mr. King,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 180) to establish a port of entry at the city of Bangor, in the State of Maine; and,

On motion by Mr. Huntington,

Ordered, That it lie on the table.

The bill (S. 210), directing an edition of the laws of the United States to be compiled and printed, was read the second time, and considered as in Committee of the Whole.

On motion by Mr. Smith, of Connecticut,

To amend the bill, by inserting the following: "Sec. 3. *And be it further enacted, That no portion of the laws, compiled and published under this act, shall be distributed among members of Congress;*"

A motion was made by Mr. Merrick, to amend the amendment, by striking out all after "*enacted,*" and inserting: "*That the said books shall be distributed in such manner as Congress may direct, after they shall have been compiled, printed, and bound;*" and,

It was determined in the affirmative, { Yeas, ... 23, / Nays, ... 17.

On motion by Mr. Smith, of Connecticut,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Berrien, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Henderson, Huntington, Kerr, Merrick, Miller, Morehead, Porter, Rives, Simmons, Smith, of Indiana, Sprague, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, McRoberts, Mangum, Sevier, Smith, of Connecticut, Sturgeon, Wilcox, Woodbury, Wright, Young.

So the amendment to the amendment was agreed to.

The question recurring on agreeing to the amendment as amended,

It was determined in the negative.

The bill, having been amended, was reported to the Senate, and the amendments were concurred in.

Ordered, That it be engrossed, and read a third time.

The bill (S. 217) to raise two new regiments, and to organize a corps of horse artillery, was read the second time, and considered, as in Committee of the Whole.

On motion by Mr. Archer,

Ordered, That it lie on the table.

The resolution (S. 11) for the printing and distribution of a continuation of the Digest of Patents, and for other purposes, was read the second time, and considered, as in Committee of the Whole.

On motion by Mr. Kerr,

Ordered, That it be recommitted to the Committee on Patents and the *Patent Office*.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The Speaker of the House of Representatives having signed an enrolled bill, I am directed to bring it to the Senate for the signature of their President.

The President pro tempore signed the enrolled bill (H. R. 523) last reported to have been examined; and it was delivered to the committee to be presented to the President of the United States.

After the consideration of Executive business,

The Senate adjourned.

SATURDAY, JULY 16, 1842.

On motion by Mr. Crafts,

To reconsider the vote of the 14th instant, on engrossing the bill (S. 105) for the relief of the legal representatives of John Hall;

On motion by Mr. Crafts,

Ordered, That the motion lie on the table.

The bill (S. 204) granting lands to the several States for the education of the deaf, dumb, and blind, and for the relief of insane persons, was read the second time, and considered, as in Committee of the Whole; and,

On motion by Mr. Wright,

Ordered, That it lie on the table.

The bill (S. 218) to authorize the Secretary of the Treasury to make an arrangement or compromise with any of the sureties on bonds given to the United States by Samuel Swartwout, late collector of the customs for the port of New York, was read the second time, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The bill (S. 293) to provide for the settlement of claims for losses of property by reason of its military occupation in the Territory of Florida, was read the second time, and considered, as in Committee of the Whole.

On motion by Mr. King,

To amend the bill, by inserting, section 1, line 22, after the word "proper," "*Provided, That such claims as have been favorably reported on by a committee of either House of Congress, may be audited in the manner herein prescribed, and the amount found due paid out of any money in the Treasury not otherwise appropriated;*"

It was determined in the negative, { Yeas, ... 20, / Nays, ... 20.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bagby, Bayard, Benton, Berrien, Calhoun, Cuthbert, Evans, Fulton, Kerr, King, Linn, McRoberts, Mangum, Preston, Sevier, Smith, of Connecticut, Sturgeon, Walker, Young.

Those who voted in the negative, are,

Messrs. Allen, Bates, Conrad, Dayton, Graham, Henderson, Huntington, Merrick, Miller, Morehead, Porter, Simmons, Smith, of Indiana, Sprague, Tappan, White, Wilcox, Woodbridge, Woodbury, Wright.

So,

The amendment was disagreed to.

No amendment being made, the bill was reported to the Senate.

On motion by Mr. White,

To amend the bill by inserting the following:

"SEC. 2. *And be it further enacted, That the provisions of this act shall extend to losses which may have occurred in the war with the North-western Indians, commonly called the Black Hawk war;*"

It was determined in the negative, { Yeas, ... 8, Nays, ... 23.

On motion by Mr. White,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Henderson, McRoberts, Porter, Simmons, Smith, of Indiana, White, Woodbridge, Young.

Those who voted in the negative, are,

Messrs. Archer, Bagby, Bates, Bayard, Benton, Berrien, Calhoun, Conrad, Dayton, Evans, Fulton, Graham, Huntington, Kerr, King, Mangum, Merrick, Miller, Preston, Sprague, Walker, Wilcox, Wright.

No amendment being made, the bill was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The bill (S. 210) directing an edition of the laws of the United States to be compiled and printed, and for the distribution thereof, having been reported by the committee correctly engrossed, was read a third time.

On the question, "Shall this bill pass?"

It was determined in the affirmative, { Yeas . . . . . 20, Nays . . . . . 12.

On motion by Mr. Benton,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bates, Bayard, Berrien, Conrad, Dayton, Evans, Henderson, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Woodbridge.

Those who voted in the negative, are,

Messrs. Bagby, Benton, Calhoun, Fulton, Graham, King, Linn, McRoberts, White, Woodbury, Wright, Young.

On motion by Mr. Berrien,

The title was amended.

Resolved, That this bill pass, and that the title thereof be, "An act directing an edition of the laws of the United States to be compiled and printed."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The bill (S. 86) to confirm claims to lands in the district between the Rio Hondo and Sabine rivers, having been reported by the committee, correctly engrossed, was read a third time.

Resolved, That this bill pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 96) authorizing the issuing of a patent to the heirs or legal representatives of Francis Rivard, deceased, was read the second time, and considered, as in Committee of the Whole; and having been amended, it was reported to the Senate, and the amendments were concurred in.

Ordered, That this bill be engrossed, and read a third time.

The following bills were severally read the second time, and considered, as in Committee of the Whole:

S. 114. Bill for the relief of the heirs of Francis Newman;

S. 222. Bill for the relief of Caspar W. Wever; and no amendment being made, they were reported to the Senate.

Ordered, That they be engrossed, and read a third time.

The Senate resumed, as in Committee of the Whole, the bill (S. 75) for the relief of the legal representatives of John de Treville; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

H. R. 158. An act for the relief of Sarah Moore, of the State of Maryland;

H. R. 117. An act for the relief of William Markham;

H. R. 248. An act authorizing a patent to be issued to Bartholomew Pellerin, his heirs or assigns;

H. R. 105. An act to authorize the President of the United States to issue to the heirs of John Campbell a patent for the remainder of private land claim number 20 at Prairie du Chien, in the Territory of Wisconsin;

H. R. 106. An act granting a right of pre-emption to certain lots in the town of Perrysburg, in the State of Ohio;

H. R. 107. An act to grant to Van Buren county, Missouri, the tract of land on which the seat of justice of said county has been located; and,

No amendment being made, they were reported to the Senate.

Ordered, That they pass to a third reading.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 119) to abolish the office of Commissary of Purchases; and,

On motion by Mr. Preston,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 215) in addition to an act to amend the act entitled, "An act making alterations in the Treasury, War, and Navy Departments;" and,

On motion by Mr. Berrien,

Ordered, That it be postponed indefinitely.

The bill (S. 220) in addition to "An act to promote the progress of the useful arts," was read the second time, and considered as in Committee of the Whole; and,

On motion by Mr. Kerr,

Ordered, That it lie on the table.

The bill (S. 221) for the organization of a company of sappers, miners, and pontoniers, was read the second time, and considered, as in Committee of the Whole; and,

On motion by Mr. Preston,

Ordered, That it lie on the table.

The bill (S. 223) to incorporate, within the District of Columbia, the National Institution for the Promotion of Science, was read the second time, and considered, as in Committee of the Whole.

On motion by Mr. Bayard,

Ordered, That it lie on the table.

The bill (S. 226) to provide for the publication of a new edition of the laws and regulations of the Post Office Department, and a perfect list of the

post offices of the United States, was read the second time, and considered, as in Committee of the Whole; and,

On motion by Mr. Calhoun,

The Senate adjourned.

MONDAY, JULY 18, 1842.

Mr. Wright presented the petition of Aaron Leggett, merchant, of the city of New York, praying indemnity for spoliations committed on his property, by the Mexican Government, in the year 1832; which was referred to the Committee on Foreign Relations.

Mr. Wright presented a memorial of shipowners, merchants, exporters of agricultural products, and others, citizens of New York, praying that such moderate duties may be imposed on foreign importations as will promote an exchange of the products of other countries for those of the United States; which was referred to the Committee on Manufactures.

Mr. Sturgeon presented the petition of the widow of Stephen Gilbert, late a soldier in the revolutionary war, praying a pension; which was referred to the Committee on Pensions.

Mr. McRoberts submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Committee on the Post Office and Post Roads be instructed to inquire into the expediency of establishing a mail-route from Chicago, by Babcock's Grove, St. Charles, and Sycamore, to Dixon, in the State of Illinois.

Mr. King submitted the following resolutions; which were considered, by unanimous consent, and agreed to:

Resolved, That the President of the United States be requested to cause to be laid before the Senate the agreement made with Caspar W. Wever, in 1832, for his services in superintending the work on the Pennsylvania avenue; together with the correspondence of the Commissioner with said Wever; showing the duties he performed, the length of time he was employed, the amount paid him, and whether he performed the services in person or by deputy, and if by deputy, the amount paid to him.

Resolved, That he cause to be furnished a statement showing who were the bidders for macadamizing the avenue; the amount of each bid; and the sums paid to each contractor, over and above the amount of their respective contracts.

Mr. Rives presented a petition of citizens of Keenville and its vicinity, in the State of New York, praying a tariff sufficient for the wants of the Treasury, and affording incidental protection to domestic manufactures and industry, and that the proceeds of the public lands be set apart for extinguishing the national debt; which was referred to the Committee on Finance.

Mr. Conrad, from the Committee on Public Lands, to whom was referred the bill (H. R. 333) for the relief of the heirs of James L. May, reported it without amendment.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 472) to provide revenue from imports, and to change and modify existing laws imposing duties on imports, and for other purposes; in which they request the concurrence of the Senate.

The said bill (H. R. 472) from the House of Representatives was read the the first and second times, by unanimous consent, and referred to the Committee on Finance, and ordered to be printed.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 145) for the relief of Elizabeth Gresham, widow of George Gresham; and,

On motion by Mr. Graham,

Ordered, That it lie on the table.

Agreeably to notice given, in conformity with the 13th joint rule, Mr. Benton asked leave to bring in a bill "to repeal the bankrupt act;" and,

On the question, "Shall the desired leave be granted?"

It was determined in the negative, { Yeas, ... 21, Nays, ... 21.

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, Graham, King, Linn, McRoberts, Rives, Sevier, Smith, of Connecticut, Sprague, Sturgeon, Walker, Wilcox, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Barrow, Bates, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Henderson, Huntington, Kerr, Merrick, Miller, Morehead, Porter, Simmons, Smith, of Indiana, White, Woodbridge.

The bill (S. 75) for the relief of the legal representatives of John de Treville, having been reported by the committee correctly engrossed, was read a third time.

On the question, "Shall this bill pass?"

It was determined in the affirmative, { Yeas, ... 20, Nays, ... 11.

On motion by Mr. Evans,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bagby, Benton, Berrien, Calhoun, Conrad, Crafts, Cuthbert, Dayton, Fulton, Henderson, Linn, McRoberts, Mangum, Miller, Sevier, Sturgeon, Walker, Woodbridge, Woodbury, Young.

Those who voted in the negative, are,

Messrs. Bates, Bayard, Buchanan, Clayton, Evans, King, Merrick, Porter, Smith, of Indiana, White, Wilcox.

So it was,

Resolved, That the said bill pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The bill (S. 96) to authorize the issuing of a patent for the heirs or legal representatives of Francis Rivard, deceased, having been reported by the committee correctly engrossed, was read a third time, and the title was amended.

Resolved, That this bill pass, and that its title be, "An act to authorize the issuing of a patent to the heirs or legal representatives of Francis Rivard, deceased, and for other purposes."

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

The following bills having been reported by the committee correctly engrossed, were read a third time:

aforesaid.

The bill (S. 222) for the relief of Caspar W. Wever, having be ported by the committee correctly engrossed, was read a third time.

On motion by Mr. King,

Ordered, That it lie on the table.

The following bills were severally read a third time:

H. R. 105. An act to authorize the President of the United States to to the heirs of John Campbell a patent for the remainder of private land number 20, at Prairie du Chien, in the Territory of Wisconsin;

H. R. 106. An act granting a right of pre-emption to certain lots i town of Perrysburg, in the State of Ohio;

H. R. 107. An act to grant to Van Buren county, Missouri, the tr land on which the seat of justice of said county has been located;

H. R. 117. An act for the relief of William Markham;

H. R. 158. An act for the relief of Sarah Moore, of the State of Mary

H. R. 248. An act authorizing a patent to be issued to Bartholomew lerin, his heirs or assigns.

Resolved, That the said bills pass.

Ordered, That the Secretary notify the House of Representative cordingly.

The bill (S. 224) to invest the proceeds of the Smithsonian fund a establish the Smithsonian Institution, was read the second time, and co ered, as in Committee of the Whole.

On motion by Mr. Allen,

Ordered, That it lie on the table.

The bill (H. R. 63) for the relief of Elizabeth Jones and others, was sidered, as in Committee of the Whole; and

Resolved, That it be postponed indefinitely.

Ordered, That the Secretary notify the House of Representatives cordingly.

The Senate proceeded to consider, as in Committee of the Whole, th (H. R. 154) for the relief of James Phelps; and,

On motion by Mr. Bates,

Resolved, That it be postponed indefinitely.

On motion by Mr. Bates,

Resolved, That it be postponed indefinitely.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 97) for the relief of Eyre & Massey; and,

On motion by Mr. Huntington,

Ordered, That it be postponed indefinitely.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 340) to regulate the compensation of custom-house officers, together with the reported amendment; and,

On motion by Mr. Evans,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 202) for the relief of the assistants of the marshal of the United States for the district of Kentucky; and,

On motion by Mr. King,

Ordered, That it lie on the table.

The bill (S. 230) to increase the efficiency of the army, was read the second time, and considered, as in Committee of the Whole; and,

On motion by Mr. Huntington,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 82) for the relief of John Compton, assignee and representative of Garrigues Flaujac; and,

On motion by Mr. King,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the resolution (H. R. 9) for the benefit of George Schnabel and Robert Barber, jr.; and having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That the amendments be engrossed, and the resolution read a third time.

The amendments to the said resolution having been reported by the committee correctly engrossed, the resolution was read a third time as amended.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

H. R. 99. An act for the relief of Ingoldsly W. Crawford and Samuel Phillips;

H. R. 102. An act for the relief of Josiah Holmes; and having been severally amended, they were reported to the Senate, and the amendments were concurred in.

Ordered, That the amendments be engrossed, and the bills read a third time.

The Senate proceeded to consider the following bills, as in Committee of the Whole:

H. R. 83. An act for the relief of John E. Alexander;

H. R. 88. An act for the relief of Daniel Homans;

H. R. 89. An act for the relief of Isaac Fessenden;

H. R. 100. An act making an appropriation for the repair of the custom-house in Providence;

H. R. 136. An act for the relief of William Harper; and

No amendment being made, they were severally reported to the Senate.

Ordered, That they pass to a third reading.

The said bills were severally read a third time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 226) to provide for the publication of a new edition of the laws and regulations of the Post Office Department, and a perfect list of the post offices in the United States; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The following bills were read a second time, and considered, as in Committee of the Whole:

S. 228. Bill for the relief of Amey Babbitt;

S. 235. Bill for the relief of Jean Baptiste Comeau;

S. 236. Bill for the relief of the heirs of Madam de Lusser and their legal representatives;

S. 237. Bill to confirm the title of the heirs of James Sympson, deceased, to a certain tract of land in the State of Louisiana;

S. 238. Bill for the relief of John Moore; and no amendment being made, they were severally reported to the Senate.

Ordered, That they be engrossed, and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

S. 78. Bill for the relief the legal representatives of Therese Malette, widow of Gaspard Phiole;

S. 84. Bill for the relief of Juan Belgar; and no amendment being made, they were reported to the Senate.

Ordered, That they be engrossed, and read a third time.

The bill (S. 239) for the relief of the heirs of General William Eaton, was read the second time, and considered, as in Committee of the Whole.

On motion by Mr. Sevier,

Ordered, That it lie on the table.

On motion by Mr. Conrad,

Ordered, That the vote of this day on the passage of the bill (S. 293) to provide for the settlement of claims for losses of property by reason of its military occupation in the Territory of Florida, be reconsidered; and,

On motion by Mr. Conrad,

The vote ordering the said bill to a third reading, was reconsidered; and,

Ordered, That the bill lie on the table.

On motion by Mr. Sevier,

The Senate adjourned.

TUESDAY, JULY 19, 1842.

Mr. Buchanan presented the petition of James O'Connor, proposing to construct, for the use of the Government, improved boilers, for generating steam; which was referred to the Committee on Patents and the Patent *Office.*

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom the documents relating to the claim of Rees B. Ward were referred, reported bill (S. 299) for his relief.

The said bill was read the first and second times, by unanimous consent, and considered as in Committee of the Whole; and no amendments being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

Mr. Bates, from the Committee on Pensions, to whom were referred the documents relating to the claim of Lydia Conine, reported a resolution (S. R. 18) declarative of the pension act of July 7, 1838; which was read, and passed to a second reading.

Mr. Bates also submitted a report on the subject; which was ordered to be printed.

Mr. Graham, from the Committee on Pensions, to whom were referred the petitions of Esther Towne and others, widows of revolutionary soldiers, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioners ought not to be granted.

Ordered, That the report be printed.

Mr. Sevier, from the Committee on Pensions, to whom was referred the bill (H. R. 277) for the relief of the legal representatives of John H. Stone deceased, reported it without amendment.

Mr. Graham, from the Committee on Pensions, to whom was referred the bill (H. R. 186) for the relief of Samuel Dicy, reported it without amendment.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 132) to amend the acts of July, 1836, and 1838, allowing pensions to certain widows, reported it without amendment.

Mr. Crittenden, from the Committee on the Judiciary, to whom was referred the bill (S. 157) to amend the act entitled, "An act supplementary to the act entitled, "An act to amend the judicial system of the United States," reported it without amendments; which were read, and ordered to be printed.

Mr. Bagby, from the Committee on the Post Office and Post Roads, to whom was referred the bill (S. 287) for the relief of John W. Skidmore, reported it without amendment.

Agreeably to notice, Mr. Preston asked and obtained leave to bring in a resolution (S. R. 19) providing reimbursement to the Treasury of money paid under Indian treaties; which was read, passed to the second reading, and ordered to be printed.

The following bills, having been reported by the committee correctly engrossed, were read a third time:

S. 78. Bill for the relief of the legal representatives of Therese Malette, widow of Gaspard Phiole;

S. 84. Bill for the relief of Juan Belgar;

S. 226. Bill to provide for the publication of a new edition of the laws and regulations of the Post Office Department, and a perfect list of the post offices in the United States;

S. 228. Bill for the relief of Amey Babbitt;

S. 235. Bill for the relief Jean Baptiste Comeau;

S. 237. Bill to confirm the title of the heirs of James Sympson, deceased, to a certain tract of land in the State of Louisiana;

S. 238. Bill for the relief of John Moore.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The bill (S. 236) for the relief of the heirs of Madame de Lusser and their legal representatives, having been reported by the committee correctly engrossed, was read a third time.

On motion by Mr. Linn, the bill was amended, by unanimous consent.

Resolved, That this bill pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The amendments to the following bills having been reported by the committee correctly engrossed, the bills were read a third time:

H. R. 99. An act for the relief of Ingoldsby W. Crawford and Samuel Phillips;

H. R. 102. An act for the relief of Josiah Holmes.

Resolved, That the said bills pass, with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 165) for the relief of Sarah Besly, deceased, and previous thereto, widow of Doctor Henry Adams.

On motion by Mr. Calhoun, that it lie on the table,

It was determined in the negative, { Yeas, ... 17, Nays, ... 19.

On motion by Mr. Huntington,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Benton, Buchanan, Calhoun, Crittenden, Cuthbert, Graham, King, Linn, McRoberts, Mangum, Smith, of Connecticut, Sturgeon, Walker, Wright, Young.

Those who voted in the negative, are,

Messrs. Bagby, Barrow, Bates, Bayard, Clayton, Crafts, Dayton, Evans, Fulton, Huntington, Merrick, Miller, Porter, Sevier, Simmons, Smith, of Indiana, Sprague, White, Woodbridge.

No amendment being made, the bill was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

On the question, "Shall this bill pass?"

It was determined in the affirmative, { Yeas, ... 21, Nays, ... 14.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Barrow, Bates, Bayard, Clayton, Crafts, Dayton, Evans, Fulton, Huntington, Kerr, Miller, Morehead, Sevier, Simmons, Smith, of Connecticut, Smith, of Indiana, Sprague, White, Wilcox, Woodbridge, Woodbury.

Those who voted in the negative, are,

Messrs. Allen, Archer, Bagby, Benton, Calhoun, Crittenden, King, Linn, McRoberts, Mangum, Rives, Sturgeon, Wright, Young.

Resolved, That this bill pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Porter reported, from the committee, that they had examined and *found duly enrolled* the following acts:

H. R. 100. An act making appropriations for the repair of the custom-house in Providence;

H. R. 105. An act to authorize the President of the United States to issue to the heirs of John Campbell a patent for the remainder of private land claim number twenty, at Prairie du Chien, in the Territory of Wisconsin;

H. R. 107. An act to grant to Van Buren county, Missouri, the tract of land on which the seat of justice of said county has been located;

H. R. 117. An act for the relief of William Markham;

H. R. 136. An act for the relief of William Harper;

H. R. 158. An act for the relief of Sarah Moore, of the State of Maryland;

H. R. 248. An act authorizing a patent to be issued to Bartholomew Pellerin, his heirs, or assigns;

H. R. 83. An act for the relief of John E. Alexander;

H. R. 88. An act for the relief of Daniel Homans;

H. R. 89. An act for the relief of Isaac Fessenden;

H. R. 106. An act granting a right of pre-emption to certain lots in the town of Perrysburg, in the State of Ohio.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 146) for the relief of the heirs of Joseph Plumb; and,

On motion by Mr. Sevier,

Ordered, That it be postponed indefinitely.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 149) for the relief of Sarah Woodward; and,

On motion by Mr. Sevier,

Ordered, That it be postponed indefinitely.

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

H. R. 153. An act granting a pension to John Black of the State of Georgia;

H. R. 157. An act granting a pension to Esther Sawyer;

H. R. 160. An act granting a pension to Grace Sears;

H. R. 164. An act for the relief of Elizabeth Howe, of Avon, New York;

H. R. 181. An act for the relief of George Newton;

H. R. 192. An act for the relief of Hugh Wallace Wormley; and,

Resolved, That they be postponed indefinitely.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 180) for the relief of Jacob Euler; and,

On motion by Mr. Graham,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

H. R. 98. An act for the relief of Joshua Atwood, jr.;

H. R. 150. An act for the relief of Betsey Vreeland;

H. R. 175. An act for the relief of Thomas Collins;

H. R. 185. An act for the relief of Samuel B. Hugo;

H. R. 191. An act for the relief of Joseph J. Martin;

H. R. 193. An act for the relief of Henry Wells; and no amendment being made, they were reported to the Senate.

Ordered, That they pass to a third reading.

The said bills were severally read a third time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill (S. 242) for the relief of Mrs. Mary W. Thompson, widow of the late Lieutenant Colonel Thompson, of the army of the United States, was read the second time, and considered, as in Committee of the Whole; and,

On motion by Mr. Benton,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

H. R. 93. An act for the relief of Archibald McCallum;

H. R. 95. An act for the relief of Nathaniel Mitchell;

H. R. 111. An act for the relief of Joseph F. Caldwell;

H. R. 201. An act for the relief of George M. Bedinger, of the State of Kentucky; and having been severally amended, they were reported to the Senate, and the amendments were concurred in.

Ordered, That the amendments be engrossed, and the bills read a third time.

The amendments to the said bills having been reported by the committee correctly engrossed, the bills were severally read a third time as amended.

Resolved, That the said bills pass, with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The following bills were severally read the second time, and considered, as in Committee of the Whole:

S. 240. Bill for the relief of the inhabitants of the reserved township in Gibson county, in the State of Indiana;

S. 243. Bill for the relief of Andrew Forrest;

S. 244. Bill for the relief of John A. Rockwell;

S. 245. Bill to confirm the sale of a certain school section in the State of Illinois, and for other purposes;

S. 248. Bill for the relief of Stalker & Hill;

S. 249. Bill for the relief of Wareham Kingsley;

S. 253. Bill for the relief of Robert Miller;

S. 255. Bill for the benefit of the county of Holt, in the State of Missouri.

No amendment being made, they were severally reported to the Senate.

Ordered, That they be engrossed, and read a third time.

The said bills having been reported correctly engrossed, were severally read a third time.

Resolved, That they pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The bill (S. 246) for the relief of William Osteen was read the second time, and considered, as in Committee of the Whole; and having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That it be engrossed, and read a third time.

The said bill having been reported by the committee correctly engrossed, was read a third time.

Resolved, That this bill pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The bill (S. 258) for the relief of William Wynn, was read the second time, and considered, as in Committee of the Whole; and having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That it be engrossed, and read a third time.

The said bill having been reported by the committee correctly engrossed, was read a third time.

Resolved, That it pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 252) to extend the time of payment of a judgment against the Planters' Bank of Mississippi, and for other purposes; and having been amended, it was reported to the Senate, and the amendments were concurred in.

Ordered, That the bill be engrossed, and read a third time.

The said bill, having been reported by the committee correctly engrossed, was read a third time, and the title was amended.

Resolved, That this bill pass, and that the title thereof be "An act to extend the time of payment of a judgment against the Planters' Bank of Mississippi and the Agricultural Bank of Mississippi, and for other purposes."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 225) authorizing the Secretary of the Navy to purchase for the United States the right to use Babbit's anti-attrition metal; and having been amended, it was reported to the Senate, and the amendments were concurred in.

Ordered, That it be engrossed, and read a third time.

The said bill, having been reported by the committee correctly engrossed, was read a third time, and the title was amended.

Resolved, That this bill pass, and that the title thereof be "An act authorizing the Secretary of the Navy to contract for the purchase for the United States the right to use Babbit's anti-attrition metal."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider the following bills, as in Committee of the Whole:

S. 82. Bill for the relief of John Compton, assignee and representative of Garrigues Flaujac;

S. 116. Bill to carry into effect two resolutions of the continental Congress directing monuments to be erected in memory of Generals Francis Nash and William Davidson;

S. 156. Bill for the relief of Marston G. Clark; and no amendments being made, they were severally reported to the Senate.

Ordered, That they be engrossed, and read a third time.

The said bills, having been reported by the committee correctly engrossed, were read a third time.

Resolved, That they pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the bill

(S. 250) for the relief of Daniel B. Bush, together with the amendments reported thereto; and the amendments having been agreed to, the bill was reported to the Senate, and the amendments were concurred in.

Ordered, That the bill be engrossed, and read a third time.

The said bill, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That this bill pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 12) for the relief of Samuel Collins; and,

On motion by Mr. Sevier,

Ordered, That it be postponed indefinitely.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 27) for the relief of Esther Johnston, widow of Colonel Jonas Johnston, of North Carolina, deceased; and having been amended,

Ordered, That the further consideration thereof be postponed until to-morrow.

On motion,

The Senate adjourned.

WEDNESDAY, July 20, 1842.

Mr. Choate presented a petition of citizens of Cambridge, Massachusetts, praying that the drawback of duties on exported rum may be discontinued; which was referred to the Committee on Finance.

Mr. Miller presented a petition of citizens of the State of New Jersey, praying an increase of the duties on imported hammered bar iron; which was referred to the Committee on Manufactures.

Mr. Crafts presented the memorial of a convention of wool-growers, of Washington county, Vermont, praying that all imported wool may be subject to duty; which was ordered to lie on the table.

Mr. Wright presented a memorial of importers, and others, in the city of New York, praying that no higher rates of duty may be imposed on foreign importations than may be necessary for revenue, and a reasonable protection of the manufacturing interests of the country; which was referred to the Committee on Finance.

Mr. Calhoun presented the memorial of John Sarchet, reviewing the provisions of the bill "to provide revenue from imports, and to change and modify existing laws imposing duties on imports, and for other purposes," reported to Congress by the Secretary of the Treasury, and stating his reasons against the proposed duties; which was referred to the Committee on Finance.

On motion by Mr. Calhoun,

That it be printed.

Ordered, That the motion be referred to the Committee on Printing.

Mr. Morehead, from the Committee on Indian Affairs, to whom was referred the petition of Johnson K. Rogers, reported a bill (S. 300) for his relief; which was read, and passed to the second reading.

Agreeably to notice, Mr. Porter asked and obtained leave to bring in a bill (S. 301) relative to the office of surveyor general of the States of Ohio, Indiana, and Michigan; which was read the first and second times, by unanimous consent, and referred to the Committee on Public Lands.

Agreeably to notice, Mr. Porter asked and obtained leave to bring in a bill (S. 302) to amend an act, entitled, "An act to establish the northern boundary line of the State of Ohio, and to provide for the admission of the State of Michigan into the Union;" which was read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

Mr. Fulton, from the Committee on Private Land Claims, to whom was referred the message of the President of the United States, of the 2d July, in relation to a grant of land to the Marquis de Maison Rouge, submitted a report; which was ordered to be printed.

Mr. Linn, from the Committee on Private Land Claims, to whom was referred the bill (H. R. 436) to relinquish to William Waller the interest of the United States in a certain tract of land therein named, reported it without amendment.

The Senate proceeded to consider the said bill, as in Committee of the Whole.

On motion by Mr. Smith, of Indiana,

To amend the bill, by striking out all after the enacting clause, and inserting the following: "*That William Waller, of the State of Alabama, or his legal representatives, be, and they are hereby, authorized, within one year from the date of this act, to enter, at the minimum price of one dollar and twenty-five cents per acre, at the proper land-office, fractional section seventeen, of township number five, range four east, known as Sizemore's ferry, and lying in the county of Monroe, in said State, containing five hundred and fifty acres, more or less; which said fraction was granted by the United States to Arthur Sizemore, upon conditions which he failed to comply with, and was afterward conveyed by deed by him to the said William Waller: Provided, Said fractional section shall not, before the date of this act, have been sold by the United States;*"

It was determined in the affirmative, { Yeas, ... 18, / Nays, ... 15.

On motion by Mr. Smith, of Indiana,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Barrow, Bates, Clayton, Conrad, Crafts, Crittenden, Graham, Huntington, Merrick, Miller, Phelps, Porter, Smith, of Indiana, Sprague, Tappan, White.

Those who voted in the negative, are,

Messrs. Bagby, Benton, Buchanan, Cuthbert, Dayton, Fulton, King, Linn, McRoberts, Mangum, Preston, Smith, of Connecticut, Sturgeon, Walker, Woodbury.

So,

The amendment was agreed to.

On motion by Mr. King,

Ordered, That the further consideration of the bill be postponed until to-morrow.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 234) to revive an act, entitled, "An act to authorize the inhabitants of the State of Louisiana to enter the back lands;" and,

On motion by Mr. Bayard,

Ordered, That it lie on the table.

The bill (S. 270) to authorize the adjustment of the claim of the municipality No. 1, of the city of New Orleans, to certain lands within said mu-

nicipality, and now in the occupation of the United States, was read the second time, and considered, as in Committee of the Whole; and,

On motion by Mr. Buchanan,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 27) for the relief of Esther Johnston, widow of Colonel Jonas Johnston, of North Carolina, deceased; and,

On motion by Mr. Graham,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 123) to confirm the heirs and legal representatives of John Brown, deceased, in their title to a tract of land; and,

On motion by Mr. Linn,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 126) for the relief of John Pratt, or his legal representatives; and,

On motion by Mr. Linn,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 217) for the relief of David Allspach; and,

On motion by Mr. Clayton,

Resolved, That it be postponed indefinitely.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 200) for the relief of Benjamin F. Hard; and,

On motion by Mr. Crittenden,

Ordered, That it lie on the table.

The bill (S. 299) for the relief of Rees B. Ward, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That this bill pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 206) for the relief of Jacob Greaves; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The said bill, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That this bill pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The resolution (S. 14) directing the transfer of the stock held by the United States in the Chesapeake and Ohio Canal Company to the State of Maryland, and the cities of Washington, Georgetown, and Alexandria, on certain conditions, was read the second time, and considered, as in Committee of the Whole; and having been amended, it was reported to the Senate, and the amendments were concurred in.

Ordered, That it be engrossed, and read a third time.

The said resolution, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That this resolution pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 171) granting to the county of Johnson, in the Territory of Iowa, the right of pre-emption to a tract of land for a seat of justice for the said county, and repealing the second section of an act, approved the third day of March, 1839, entitled, "An act making a donation of land to the Territory of Iowa, for the purpose of erecting public buildings thereon," together with the amendment reported thereto; and the amendment having been agreed to, the bill was reported to the Senate, and the amendment was concurred in.

Ordered, That the bill be engrossed, and read a third time.

The said bill, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That this bill pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the following bills, with the amendments reported thereto:

H. R. 232. An act to extend the jurisdiction of the corporation of Georgetown;

H. R. 469. An act to provide for erecting and lighting lamps on Pennsylvania Avenue; and having been amended, they were reported to the Senate, and the amendments were concurred in.

Ordered, That the amendments be engrossed, and read a third time.

The amendments to the said bills having been reported by the committee correctly engrossed, the said bills were severally read a third time, as amended.

Resolved, That they pass, with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

H. R. 116. An act for the relief of James Williams;

H. R. 48. An act for the relief of the legal representatives of John Barnes, deceased;

H. R. 125. An act for the relief of George Mayfield;

H. R. 216. An act for the relief of Henry J. Defrees & Stephen Jenny;

H. R. 236. An act for the relief of John Randall & Charles Yorke;

H. R. 238. An act for the relief of James Morrow & Jonathan Tipton;

H. R. 235. An act to incorporate the German Benevolent Society of the city of Washington;

H. R. 423. An act in relation to marriages within the District of Columbia;

H. R. 194. An act for the relief of George Mayfield;

H. R. 190. An act for the relief of Daniel Chase;

H. R. 203. An act for the relief of Jabez L. & Asa White, of the State of Connecticut; and no amendment being made, they were severally reported to the Senate.

Ordered, That they pass to a third reading.

The said bills were severally read a rhird time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The following bills were severally read the second time, and considered, as in Committee of the Whole:

S. 260. Bill for the relief of Henry Fry;

S. 263. Bill for the relief of Henry Newman;

S. 259. Bill to extend the provisions of an act, entitled, "An act to regulate processes in the courts of the United States," passed the 19th May, 1828;

S. 266. Bill for the relief of Charles D. Hammond & Augustus H. Kenan;

S. 272. Bill for the relief of the legal representatives of Henry Eckford, deceased; and no amendment being made, they were reported to the Senate.

Ordered, That they be engrossed, and read a third time.

The said bills, having been reported by the committee correctly engrossed, were severally read a third time.

Resolved, That they pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

After the consideration of Executive business,

The Senate adjourned.

THURSDAY, JULY 21, 1842.

The President pro tempore laid before the Senate a report of the Secretary of the Treasury, accompanied by statements of the commerce and navigation of the United States; which was read.

On motion by Mr. Huntington, that it be printed,

Ordered, That it be referred to the Committee on Printing.

Mr. Crafts, from the Committee on Printing, reported in favor of printing the said report; and,

Ordered, That the report be printed.

On motion by Mr. Huntington,

Ordered, That two thousand copies, in addition to the usual number, be printed for the use of the Senate.

The President pro tempore laid before the Senate the memorial of W. G. Burgess, administrator of Rane C. Ragland, deceased, praying compensation for supplies furnished for the use of the United States; which was referred to the Committee of Claims.

Mr. Calhoun presented the proceedings and resolutions of a meeting of citizens of Middlesex county, Virginia, in favor of free trade and opposed to discriminating protective duties; which was read.

On motion by Mr. Calhoun, that the proceedings and resolutions be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Kerr presented the petition of James Dixon, praying compensation for work in the construction of the court-house in the town of Alexandria, in the District of Columbia; which was referred to the Committee on the Public Buildings.

Mr. Calhoun presented four memorials of the citizens of the Territory of Florida, praying the admission of that Territory as a State into the Union; which were referred to the Committee on the Judiciary.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (H. R. 345) for the relief of the president, directors, and company, of the Agricultural Bank of Mississippi, reported it without amendment.

Mr. Wilcox, from the Committee on Military Affairs, to whom was referred the bill (S. 39) for the settlement of the claims of New Hampshire against the United States, reported it without amendment.

Mr. Bates, from the Committee on Pensions, reported a bill (S. 303) making compensation to pension agents; which was read, and passed to the second reading.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (H. R. 472) "to provide revenue from imports, and to change and modify existing laws imposing duties on imports, and for other purposes," reported it with amendments, which were read and ordered to be printed.

On motion by Mr. Evans,

Ordered, That the said bill be the special order of the day for Monday, the 25th instant.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the bill from the Senate (S. 257) to provide for the armed occupation and settlement of the unsettled part of the peninsula of East Florida, with an amendment, in which they request the concurrence of the Senate.

They have passed bills of the following titles:

H. R. 495. An act granting to the Territory of Wisconsin a certain tract of land for the benefit of the town of Fairplay, in said Territory;

H. R. 507. An act to authorize the selection of school lands in lieu of those granted to the half-breeds of the Sac and Fox Indians;

H. R. 509. An act granting the right of pre-emption to certain settlers in Wisconsin;

H. R. 510. An act for the relief of certain settlers in the Territory of Wisconsin;

H. R. 515. An act for the protection of commerce on the western shores of Lake Michigan;

H. R. 517. An act to grant pre-emption rights to settlers on the Dubuque claim, so called, in the Territory of Iowa; in which they request the concurrence of the Senate.

The President of the United States approved and signed, the 17th instant, the enrolled bill entitled, "An act making appropriations for the current and contingent expenses of the Indian department, and for fulfilling treaty stipulations with various Indian tribes for the year 1842.

The Speaker of the House of Representatives having signed eleven enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The President pro tempore signed the eleven enrolled bills (H. R. 83, 88, 89, 100, 105, 106, 107, 117, 136, 158, 248), reported correctly enrolled, the 19th instant, and they were delivered to the committee to be presented to the President of the United States.

The bills this day received from the House of Representatives were severally read the first and second times, by unanimous consent.

Ordered, That bills numbered 495, 507, 509, 510, and 517, be referred to the Committee on Public Lands; and that bill numbered 515 be referred to the Committee on Commerce.

The Senate proceeded to consider the amendment of the House of Representatives to the bill (S. 257) to provide for the armed occupation and settlement of the unsettled part of the peninsula of East Florida; and,

On motion,

Ordered, That the bill, with the proposed amendment, be referred to the Committee on Military Affairs.

Mr. Williams reported from the committee that they had examined and found duly enrolled the following bills:

H. R. 48. An act for the relief of the legal representatives of John Barnes;
H. R. 98. An act for the relief of Joshua Atwood, jun.;
H. R. 116. An act for the relief of James Williams;
H. R. 125. An act for the relief of George Mayfield;
H. R. 150. An act for the relief of Betsey Vreeland;
H. R. 165. An act for the relief of Sarah Besly, widow of William Besly, deceased, and previous thereto widow of Dr. Henry Adams;
H. R. 175. An act for the relief of Thomas Collins;
H. R. 185. An act for the relief of Samuel B. Hugo;
H. R. 190. An act for the relief of Daniel Chase;
H. R. 191. An act for the relief of Joseph J. Martin;
H. R. 193. An act for the relief of Henry Wells;
H. R. 194. An act for the relief of George Mayfield;
H. R. 203. An act for the relief of Jabez L. and Asa White, of the State of Connecticut;
H. R. 216. An act for the relief of Henry J. Defrees and Stephen Jenney;
H. R. 232. An act to extend the jurisdiction of the corporation of Georgetown;
H. R. 235. An act to incorporate the German Benevolent Society of the city of Washington;
H. R. 236. An act for the relief of John Randall and Charles York;
H. R. 238. An act for the relief of James Morrow and Jonathan Tipton;
H. R. 423. An act in relation to marriages within the District of Columbia.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The Speaker of the House of Representatives having signed nineteen enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The President pro tempore signed the enrolled bills last reported to have been examined, and they were delivered to the committee to be presented to the President of the United States.

The Senate resumed the consideration of the bill (S. 293) to provide for the settlement of claims for losses of property by reason of its military occupation in the Territory of Florida.

On motion by Mr. Preston, to amend the bill by adding thereto the following section:

"SEC. 2. *And be it further enacted, That the following claims, heretofore favorably reported upon by committees of Congress, viz., of Joseph M. Hernandez; of General D. L. Clinch; of the heirs of J. J. Bulow; of the heirs of James Williams; and of Gad Humphreys; may be audited and adjusted in the manner heretofore prescribed; and the amount found due paid out of any money in the Treasury not otherwise appropriated.*"

A division of the question was called for, and being taken on agreeing to the following clause: "*And be it further enacted,* That the following claims, heretofore favorably reported upon by committees of Congress, viz., of Joseph M. Hernandez;"

It was determined in the affirmative, { Yeas, ... 28,
Nays, ... 13.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bagby, Barrow, Bates, Bayard, Benton, Berrien, Calhoun, Conrad, Crafts, Crittenden, Cuthbert, Evans, Fulton, Kerr, King, Mangum,

Merrick, Miller, Phelps, Preston, Rives, Sevier, Simmons, Smith, of Indiana, Sturgeon, Walker, White, Young.

Those who voted in the negative, are,

Messrs. Archer, Buchanan, Clayton, Graham, Huntington, Linn, McRoberts, Porter, Wilcox, Williams, Woodbridge, Woodbury, Wright.

On the question to agree to so much of the amendment as proposes to insert "of General D. L. Clinch;"

It was determined in the affirmative, { Yeas, ... 27, / Nays, ... 12.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bagby, Barrow, Bates, Bayard, Benton, Berrien, Calhoun, Choate, Conrad, Crafts, Crittenden, Cuthbert, Evans, Fulton, Kerr, King, Mangum, Merrick, Miller, Phelps, Preston, Sevier, Simmons, Smith, of Indiana, Walker, White.

Those who voted in the negative, are,

Messrs. Buchanan, Clayton, Graham, Huntington, Linn, McRoberts, Porter, Wilcox, Williams, Woodbridge, Woodbury, Wright.

On the question to agree to so much of the amendment as proposes to insert "of the heirs of J. J. Bulow;"

It was determined in the affirmative, { Yeas, ... 19, / Nays, ... 17.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bagby, Barrow, Bates, Bayard, Benton, Berrien, Calhoun, Choate, Conrad, Crafts, Crittenden, Fulton, Kerr, Linn, Mangum, Miller, Preston, Sevier, Walker.

Those who voted in the negative, are,

Messrs. Buchanan, Clayton, Graham, Huntington, McRoberts, Merrick, Phelps, Porter, Simmons, Smith, of Indiana, Tappan, White, Wilcox, Williams, Woodbury, Wright, Young.

On the question to agree to so much of the amendment as proposes to insert "of the heirs of James Williams;"

It was determined in the affirmative, { Yeas, ... 16, / Nays, ... 11.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bagby, Benton, Berrien, Calhoun, Choate, Crafts, Crittenden, Fulton, Kerr, Linn, Mangum, Phelps, Preston, Sevier, Smith, of Indiana, Walker.

Those who voted in the negative, are,

Messrs. Clayton, Graham, Huntington, McRoberts, Merrick, Porter, Tappan, Williams, Woodbridge, Woodbury, Wright.

On the question to agree to so much of the amendment as proposes to insert "and of Gad Humphreys;"

It was determined in the affirmative, { Yeas, ... 15, / Nays, ... 12.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

These who voted in the affirmative, are,

Messrs. Bagby, Benton, Berrien, Calhoun, Choate, Crafts, Crittenden, Fulton, Kerr, Linn, Mangum, Preston, Sevier, Smith, of Indiana, Walker.

Those who voted in the negative, are,

Messrs. Buchanan, Clayton, Graham, Huntington, McRoberts, Merrick, Porter, Tappan, Williams, Woodbridge, Woodbury, Wright.

The amendment having been amended on the motion of Mr. Woodbury, and further amended on the motion of Mr. Preston, by inserting "and of John H. McIntosh;"

On the question to agree to the amendment as amended,

It was determined in the affirmative, { Yeas, ... 19, / Nays, ... 15.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Barrow, Bates, Bayard, Benton, Berrien, Calhoun, Choate, Conrad, Crafts, Fulton, Kerr, Mangum, Miller, Preston, Rives, Sevier, Simmons, Walker, Young.

Those who voted in the negative, are,

Messrs. Buchanan, Clayton, Graham, Huntington, Linn, McRoberts, Merrick, Phelps, Porter, Smith, of Indiana, Tappan, Williams, Woodbridge, Woodbury, Wright.

No further amendment being proposed,

Ordered, That the bill be engrossed, and read a third time.

After the consideration of Executive business,

The Senate adjourned.

FRIDAY, JULY 22, 1842.

Mr. Berrien presented the petition of Charles J. Jenkins and William W. Mann, assignees of John McKinnie, praying compensation for services in prosecuting and securing, by the authority of the Treasury Department, certain debts due to the United States; which was referred to the Committee on the Judiciary.

Mr. King presented the petition of Dorcas Scull, praying permission to remove a number of her slaves from Texas to the United States; which was referred to the Committee on the Judiciary.

Mr. Buchanan presented the memorial of citizens of Northampton county, Pennsylvania, praying an increase of the duties on foreign imports; the adoption of measures for placing the country in a state of defence; and that the mails of the United States may be transported exclusively in American vessels from one seaport to another; which was referred to the Committee on Manufactures.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the following bills from the Senate:

S. 173. An act to authorize the county commissioners of Linn county, in the Territory of Iowa, to enter by legal subdivisions a quarter section of land upon which the county seat has been located;

S. 177. An act to regulate the value to be affixed to the pound sterling by the Treasury Department.

The House of Representatives have passed bills of the following titles:

H. R. 230. An act granting to the county of Johnson, in the Territory of Iowa, the right of pre-emption to a tract of land for a seat of justice for said county, and repealing the second section of an act approved 3d day of March, 1839, entitled, "An act making a donation of land to the Territory of Iowa for the purpose of erecting public buildings thereon;"

H. R. 494. An act granting a quantity of land for the improvement of Grant river, in the town of Potosi, in Wisconsin Territory;

H. R. 406. An act making an appropriation for completing the public buildings in Florida;

H. R. 444. An act making an appropriation for filling up the ground in the rear of the seawall at St. Augustine;

H. R. 446. An act to provide for the completion of the penitentiary in the Territory of Iowa;

H. R. 500. An act making an additional appropriation for the expenses of the Territorial Government of Florida;

H. R. 542. An act to change the name of the port of entry on Lake Erie, known as Portland, to that of Sandusky, and to define the western boundary of the Sandusky district; in which they request the concurrence of the Senate.

The said bills from the House of Representatives were severally read the first and second times, by unanimous consent.

Ordered, That bills numbered 230 and 494 be referred to the Committee on Public Lands; that bills numbered 406, 446, and 500 be referred to the Committee on Finance; and that bills numbered 444 and 542 be referred to the Committee on Commerce.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred the bill (S. 31) supplementary to "An act to provide for the adjustment of titles to land in the town of Detroit, and Territory of Michigan, and for other purposes," passed April 21, 1806, reported it without amendment.

Agreeably to notice, Mr. Bagby asked and obtained leave to bring in a bill (S. 304) authorizing the Secretary of the Treasury to compromise and settle with the sureties of John H. Owen, late receiver of public moneys at St. Stephen's, Alabama; which was read the first and second times, by unanimous consent, and referred to the Committee on Finance.

On motion by Mr. Graham,

Ordered, That the Committee of Claims be discharged from the further consideration of the bill (H. R. 323) for the relief of Charles F. Sibbald, and that it be referred to the Committee on Public Lands.

The bill (S. 293) to provide for the settlement of claims for losses of property by reason of its military occupation in the Territory of Florida, having been reported by the committee correctly engrossed, was read a third time.

On the question "Shall this bill pass?"

It was determined in the affirmative, { Yeas, ... 20. / Nays, ... 16.

On motion by Mr. Huntington,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Benton, Berrien, Calhoun, Choate, Crittenden, Fulton, Kerr, King, Mangum, Miller, Morehead, Phelps, Preston, Sevier, Sturgeon, Young.

Those who voted in the negative, are,

Messrs. Buchanan, Clayton, Crafts, Huntington, Linn, McRoberts, Mer-

rick, Porter, Smith, of Indiana, Sprague, Tappan, White, Wilcox, Williams, Woodbridge, Wright.

So it was,

Resolved, That this bill pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed, as in Committee of the Whole, the bill (H. R. 436) to relinquish to William Waller the interest of the United States in a certain tract of land therein named; and

No further amendment being made, the bill was reported to the Senate.

On the question to concur in the following amendment, made in Committee of the Whole, after the enacting clause strike out all the bill and insert the following:

"*That William Waller, of the State of Alabama, or his legal representatives, be, and they are hereby, authorized, within one year from the date of this act, to enter, at the minimum price of one dollar and twenty-five cents per acre, at the proper land office, fractional section seventeen, of township number five, range four east, known as Sizemore's Ferry, and lying in the county of Monroe, in said State, containing five hundred and fifty acres, more or less; which said fraction was granted by the United States to Arthur Sizemore, upon conditions which he failed to comply with, and was afterward conveyed by deed by him to the said William Waller: Provided, Said fractional section shall not, before the date of this act, have been sold by the United States;*"

It was determined in the negative, { Yeas, ... 19. / Nays, ... 29.

On motion by Mr. Smith, of Indiana,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Choate, Clayton, Crafts, Crittenden, Huntington, Merrick, Miller, Phelps, Porter, Sevier, Simmons, Smith, of Indiana, Sprague, Tappan, White, Wilcox.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Berrien, Buchanan, Calhoun, Conrad, Cuthbert, Dayton, Fulton, King, Linn, Mangum, Smith, of Connecticut, Sturgeon, Walker, Woodbridge, Woodbury, Wright, Young.

So,

The amendment was disagreed to.

Ordered, That the bill be engrossed and read a third time.

The said bill having been reported by the committee correctly engrossed, was read a third time.

Resolved, That this bill pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

The Senate resumed, as in Committee of the Whole, the bill (S. 242) for the relief of Mrs. Mary W. Thompson, widow of the late Lieutenant Colonel Thompson, of the army of the United States; and having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That the bill be engrossed, and read a third time.

The said bill, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That this bill pass, and its title be as aforesaid.

)rdered, That the Secretary request the concurrence of the House of presentatives in this bill.

'he Senate proceeded to consider, as in Committee of the Whole, the bill 146) for the relief of Henry Gardner, and others, directors of an associa- called the New England Mississippi Land Company; and,

On motion by Mr. Sevier,

)rdered, That it lie on the table.

'he bill (S. 229) regulating the currency of foreign gold and silver coins he United States, was read the second time, and considered, as in Com- tee of the Whole.

On motion by Mr. Benton,

)rdered, That it lie on the table.

Ir. Williams reported, from the committee, that they had examined, and id duly enrolled, the following bills:

. 173. An act to authorize the county commissioners of Linn county, in Territory of Iowa, to enter by legal subdivisions a quarter section of land, n which the county seat has been located;

. 177. An act to regulate the value to be affixed to the pound sterling by Treasury Department;

'he bill (S. 265) for the relief of Thomas O. Minx, Shields, Turner, & shaw, Glendy Burke and Edward Yorke, and Edward Ogden, or their l representatives, was read the second time, and considered, as in Com- tee of the Whole; and having been amended, it was reported to the ate, and the amendments were concurred in.

'he bill was further amended; and,

)rdered, That it be engrossed, and read a third time.

'he said bill, having been reported by the committee correctly engrossed, read a third time, and the title was amended.

lesolved, That this bill pass, and that the title thereof be, "An act in re- n to lands sold in the Greensburg, late St. Helena, land district, in the e of Louisiana, and authorizing the resurvey of certain lands in said dis- ."

)rdered, That the Secretary request the concurrence of the House of Rep- ntatives therein.

'he Senate proceeded to consider, as in Committee of the Whole, the bill R. 229) to extend the collection district of Wiscasset; and,

On motion by Mr. Huntington,

)rdered, That it lie on the table.

'he bill (S. 271) for the relief of William H. Robertson, Samuel H. Gar- , and J. W. Simonton, was read the second time, and considered, as in mmittee of the Whole; and no amendment being made, the bill was rted to the Senate.

)rdered, That it be engrossed, and read a third time.

'he said bill, having been reported by the committee correctly engrossed, read a third time.

lesolved, That this bill pass, and that the title thereof be as aforesaid.

)rdered, That the Secretary request the concurrence of the House of presentatives therein.

'he Senate proceeded to consider, as in Committee of the Whole, the bill R 234) to amend the laws relating to the penitentiary in the District of lumbia; and, after debate,

On motion by Mr. Smith, of Indiana,

Ordered, That it lie on the table.

The bill (S. 275) to reduce and equalize the rates of postage, to limit the use, and correct the abuse, of the franking privilege, and for other purposes, was read the second time, and considered, as in Committee of the Whole; and, after debate,

On motion by Mr. Calhoun,

The Senate adjourned.

SATURDAY, JULY 23, 1842.

Mr. Wright presented a petition of manufacturers of salt and other citizens of Salina, in the State of New York, praying such a duty on imported salt as will afford protection to the domestic manufacture; which was ordered to lie on the table.

Mr. Wright presented a petition of importers of cotton manufactures in the city of New York, praying that the duties on imported cotton goods may not be increased; which was ordered to lie on the table.

Mr. Wright presented a memorial of citizens of New York, engaged in shipbuilding, remonstrating against the duties on foreign sheathing copper imposed by the bill passed by the House of Representatives; which was ordered to lie on the table.

Mr. Crafts presented a petition of citizens of Caledonia county, Vermont, praying that duties may be imposed on all imported wool; which was ordered to lie on the table.

Mr. Linn presented a petition of citizens of New York, praying that European leeches may be admitted free of duty; which was ordered to lie on the table.

Mr. Sturgeon presented a petition of citizens of Pennsylvania, praying an increase of the duties on foreign imports, for the protection of domestic manufactures and industry; which was ordered to lie on the table.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred the bill (H. R. 230) granting to the county of Johnson, in the Territory of Iowa, the right of pre-emption to a tract of land for a seat of justice for said county, and repealing the second section of an act, approved the third day of March, 1829, entitled, "An act making a donation of land to the Territory of Iowa, for the purpose of erecting public buildings thereon," reported it without amendment.

Mr. Crittenden, from the Committee on the Judiciary, to whom was referred the bill (S. 296) to permit the Solicitor of the Treasury to adjust and compromise a claim of the United States against Henry Daniel and Thomas Triplett, jr., deceased, now, or late, of the State of Kentucky, reported it without amendment.

On motion by Mr. Kerr,

Ordered, That the Committee on Patents and the Patent Office be discharged from the further consideration of the petition of James O'Conner, and that it be referred to the Committee on Naval Affairs.

Mr. Graham, from the Committee of Claims, to whom was referred the bill (H. R. 95) for the relief of John Underwood, reported it without amendment.

Mr. Graham, from the Committee of Claims, to whom was referred the bill (H. R. 45) for the relief of the Springfield Manufacturing Company, reported it without amendment.

The Senate proceeded to consider the report of the Committee on Pensions on the petition of Samuel Crapin; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the resolution, reported by the Committee of Claims, on the petition of Thomas J. Stone; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee on Pensions, on the petitions of Esther Towne and other widows of revolutionary soldiers; and, in concurrence therewith,

Resolved, That the prayers of the petitioners ought not to be granted.

The Senate proceeded to consider the report of the Committee on Private Land Claims, to whom was referred the message of the President of the United States of the 2d instant, in relation to a grant of land to the Marquis de Maison Rouge; and, in concurrence therewith,

Ordered, That the committee be discharged from the further consideration of the subject.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives do not concur in the first, second, and fifth amendments of the Senate to the bill (H. R. 76) making appropriations for the naval service for the year 1842; and concur in the third, fourth, and sixth amendments of the Senate to the said bill, with amendments to the fourth and sixth.

They concur in the amendments of the Senate to the following bills and joint resolution:

H. R. 26. An act allowing further time for completing the issuing of warrants for military land bounties to the non-commissioned officers and soldiers of the late war with Great Britain, and making provision for satisfying the same;

H. R. 46. An act for the relief of John P. Campbell;

H. R. 93. An act for the relief of Archibald McCallum;

H. R. 95. An act for the relief of Nathaniel Mitchell;

H. R. 99. An act for the relief of Ingoldsby W. Crawford and Samuel Phillips;

H. R. 384. An act to incorporate a society in the District of Columbia, by the name of the National Institution for the Promotion of Science;

R. H. R. 9. Joint resolution for the benefit of George Schnabel and Robert Barber, jr.

On motion by Mr. Walker, that the Senate resume the consideration of the bill (S. 216) to provide for the satisfaction of claims under the fourteenth and nineteenth articles of the treaty of Dancing Rabbit creek, concluded in September, 1830;

It was determined in the negative, { Yeas, ... 19, Nays, ... 21.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bagby, Benton, Calhoun, Crafts, Crittenden, Cuthbert, King, Linn, Morehead, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Young.

Those who voted in the negative, are,

Messrs. Bates, Bayard, Berrien, Buchanan, Choate, Clayton, Dayton,

Evans, Graham, Huntington, Kerr, McRoberts, Mangum, Merrick, Mil Porter, Simmons, Smith, of Indiana, White, Woodbridge, Wright.

The Senate proceeded to consider their amendments to the bill (H. 76) making appropriations for the naval service for the year 1842, amen and disagreed to by the House of Representatives; and

Ordered, That they be referred to the Committee on Finance.

The Senate proceeded to consider, as in Committee of the Whole, bill (S. 157) to amend the act entitled, "An act supplementary to the entitled, 'An act to amend the judicial system of the United States,'" gether with the amendments reported thereto; and, having been amend the bill was reported to the Senate, and the amendments were concurred

Ordered, That the bill be engrossed, and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the (S. 273) to regulate appeals and writs of error from the District Court of United States for the northern district of Alabama; and, no amendment ing made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the (S. 296) to permit the Solicitor of the Treasury to adjust and compromi claim of the United States against Henry Daniel and Thomas Triplett, deceased, now, or late of the State of Kentucky; and, no amendment be made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The said bill was read a third time.

Resolved, That this bill pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the Hous Representatives therein.

The bill (S. 276) for the relief of the legal heirs and representative Hugo Krebs, deceased, was read the second time, and considered, as in C mittee of the Whole; and, no amendment being made, it was reporte the Senate.

Ordered, That it be engrossed, and read a third time.

The said bill having been reported by the committee correctly engros was read a third time.

Resolved, That this bill pass, and that the title thereof be as aforesaid

Ordered, That the Secretary request the concurrence of the Hous Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the (H. R. 162) for the relief of Mary Wolfe, of Pennsylvania; and,

On motion by Mr. Bates,

Resolved, That it be postponed indefinitely.

Ordered, That the Secretary notify the House of Representatives cordingly.

The Senate proceeded to consider, as in Committee of the Whole, the (H. R. 409) to constitute the ports of Stonington, Mystic river, and Pa tuck river, a collection district, with the amendments reported thereto; having been amended, it was reported to the Senate, and the amendm were concurred in.

Ordered, That the amendments be engrossed, and the bill read a t time.

The amendments to the said bill having been reported by the comm correctly engrossed, the bill was read a third time, as amended.

Resolved, That this bill pass, with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The Senate proceeded to consider the following bills, as in Committee of the Whole:

H. R. 82. An act for the relief of John P. Converse and Henry J. Rees;

H. R. 223. An act for the relief of Edwin H. Childers, administrator of John P. Hickman;

H. R. 230. An act granting to the county of Johnson, in the Territory of Iowa, the right of pre-emption to a tract of land for a seat of justice for said county, and repealing the second section of an act approved the 3d day of March, 1839, entitled, "An act making a donation of land to the Territory of Iowa, for the purpose of erecting public buildings thereon;"

H. R. 52. An act for the relief of Sylvester Phelps, and the heirs or legal representatives of Charles Landon, deceased; and, no amendment being made, they were reported to the Senate.

Ordered, That they pass to a third reading.

The said bills were severally read a third time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Williams reported from the committee that they had examined and found duly enrolled the following bills and resolution:

H. R. 26. An act to provide for satisfying the claims for bounty lands, for military services in the late war with Great Britain, and for other purposes;

H. R. 46. An act for the relief of John P. Campbell;

H. R. 93. An act for the relief of Archibald McCallum;

H. R. 95. An act for the relief of Nathaniel Mitchell;

H. R. 102. An act for the relief of Josiah Holmes;

H. R. 99. An act for the relief of Ingoldsby W. Crawford and Samuel Phillips;

H. R. 201. An act for the relief of George M. Bedinger, of the State of Kentucky;

H. R. 384. An act to incorporate a society in the District of Columbia by the name of the National Institute for the Promotion of Science;

H. R. 469. An act to provide for erecting and lighting lamps on Pennsylvania Avenue;

H. R. 436. An act to relinquish to William Waller the interest of the United States in a certain tract of land therein named;

H. R. 9. Joint resolution for the benefit of George Schnabel and Robert Barber, jr.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives concur in the amendments of the Senate to the following bills:

H. R. 102. An act for the relief of Josiah Holmes;

H. R. 201. An act for the relief of George M. Bedinger, of the State of Kentucky;

H. R. 469. An act for erecting and lighting lamps in Washington.

The Speaker of the House of Representatives having signed twelve enrolled bills and an enrolled resolution, I am directed to bring them to the Senate for the signature of their President.

The President pro tempore signed the enrolled resolution and the twelve

enrolled bills last reported to have been examined, and they were delivered to the committee to be presented to the President of the United States.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (S. 275) to reduce and equalize the rates of postage, to limit the use and correct the abuse of the franking privilege, and for other purposes.

On motion by Mr. Simmons to amend the bill, section 1, line 8, by striking out after the word "cents," "over one hundred and fifty, and not exceeding four hundred miles, twenty cents; over four hundred miles, twenty five cents," and inserting: "*over one hundred and fifty, and not exceeding three hundred miles, fifteen cents; over three hundred, and not exceeding five hundred miles, twenty cents; over five hundred miles, twenty-five cents;*"

It was determined in the affirmative, { Yeas, ... 20, / Nays, ... 15.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bates, Benton, Berrien, Calhoun, Choate, Clayton, Crafts, Crittenden, Dayton, Evans, Huntington, Linn, Miller, Porter, Simmons, Smith, of Indiana, Sprague, Tappan, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Bagby, Bayard, Buchanan, Conrad, Cuthbert, Fulton, Kerr, King, McRoberts, Mangum, Merrick, Rives, Sevier, Walker, Woodbury.

The bill having been further amended, was reported to the Senate, and the amendments were concurred in.

Ordered, That the bill be engrossed and read a third time.

Mr. Evans, from the Committee on Finance, to whom were referred the amendments of the Senate to the bill (H. R. 76) making appropriations for the naval service for the year 1842, amended and disagreed to by the House of Representatives, reported: "That the Senate insist on its first, second, and fifth amendments, and disagree to the amendments of the House to the fourth and sixth amendments of the Senate, and ask a conference on said disagreeing votes."

On motion,

The Senate adjourned.

MONDAY, July 25, 1842.

The President pro tempore laid before the Senate a report of the Secretary of the Treasury, made in compliance with a resolution of the Senate, exhibiting the amount of receipts into the Treasury, and of expenditures during the first half of the present year; which was read.

On motion by Mr. Woodbury, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Smith, of Indiana, presented sixteen memorials of miners and citizens of the State of Illinois and Territory of Wisconsin, praying that the lead mine lands belonging to the United States may not be subject to sale as other public lands; which were ordered to lie on the table.

Mr. Smith, of Indiana, also submitted a communication from the Secretary of War on the subject; which was ordered to lie on the table.

Mr. Calhoun presented a memorial of citizens of Charlestown, Massachusetts, praying a repeal of the act allowing drawback of duties on exportations of rum manufactured in the United States; which was ordered to lie on the table.

Mr. Smith, of Connecticut, presented the following preamble and resolutions passed by the Legislature of the State of Connecticut:

"Whereas, prior to the adoption of the Constitution of the United States, the several States possessed power and authority to lay discriminating duties on importations, for the purposes of revenue and protection; and, whereas, by the adoption of said Constitution such power and authority was surrendered by the States to the General Government; and, whereas, such power and authority has been exercised by the General Government ever since the adoption of said Constitution by various enactments, based upon the principle of discrimination, thereby affording protection and encouragement to the agricultural and manufacturing interests of the people of the States, by a system of discriminating duties upon such articles of foreign growth, produce, and manufacture, as came into competition with domestic products; and, whereas, many of our fellow-citizens, relying on the stability of the policy adopted and continued by the General Government, have invested large amounts of capital in various pursuits, in which further encouragement is essential to their prosperity, and conducive to the general welfare; therefore,

"*Resolved*, That it is the right and the duty of Congress to adopt a system of discriminating duties on imports, to raise such an amount of revenue as, with the avails of the sales of the public lands, shall be sufficient to defray the expenses of a wise and prudent administration of the Government.

"*Resolved*, That, in adopting a tariff, rendered necessary by the present state of the public revenue, sound policy requires that it be so adjusted as to afford essential protection to the manufacturing, mechanical, and agricultural interests of the country.

"*Resolved*, That we coincide with the sentiments expressed by his excellency, the Governor, 'that it is the duty of every government, as an agency established by the people for their own benefit, promptly and freely to exert its constitutional powers in behalf of the various interests of society.'

"*Resolved*, That while we yield to the principles of the act of Congress, passed on the 2d day of March, 1833, and generally known as the 'Compromise Act,' in limiting the duties on imports to such an amount of revenue 'as may be necessary to an economical administration of the Government,' including, of course, ample provision for the defence of the country; yet we hold to the right and duty of Congress so to discriminate in the distribution of those duties over the list of imports, as may render the best and most efficient encouragement and protection to American industry, whether employed in the factory, the workshop, the field, or upon the ocean.

"*Resolved*, That we consider one of the best provisions of the act of Congress aforesaid, to be that which requires all duties on foreign goods, after the 30th of June, 1842, to be paid in 'ready money'—a provision that should never be departed from; because, in thus requiring gold and silver, the only 'money' known to the Constitution, to be paid on the products of foreign workshops, and dispensing with custom-house credits, we impose a wholesome check upon those undue facilities heretofore extended to our foreign competitors, which have often proved ruinous to our own citizens; and we at the same time furnish a salutary antidote to the extravagances of excessive and capricious banking, the evils of which paralyze the arm of industry, wherever they spread.

"*Resolved*, That the inaction of Congress on the subject of a tariff, merits and receives our decided disapprobation. We did expect that an *exhausted Treasury*, forced loans, desolated manufactories, unemployed operatives,

and doubtful and gloomy prospects before us all, would have furnished sufficient incentives to arouse every American citizen to speedy and effective action; but since these fail, we respectfully instruct our Senators, and request our Representatives in Congress, to use their best energies to secure the passage of a bill, embracing the views expressed in the foregoing resolutions.

"*Resolved*, That his excellency, the Governor, be, and he is herely requested to forward a copy of these resolutions to the Executive of the several States, and to each of our Senators aud Representatives in the Congress of the United States."

The preamble and resolutions were read.

Ordered, That they be printed.

Mr. Smith, of Connecticut, presented the following preamble and resolutions passed by the Legislature of the State of Connecticut:

"Whereas the Congress of the United States has passed an act, entitled, 'An act to appropriate the sales of the public lands, and to grant pre-emption rights,' the object of which is to distribute among the several States and Territories, and to the District of Columbia, the avails of the public lands: And whereas the Federal Government is one of limited powers, without authority to distribute money to the States; and whereas Congress, while ordering the avails of the public lands, which have heretofore gone into the national treasury as a common fund, has simultaneously commenced a permanent national funded debt: And whereas, in directing the money derived from the sales of the public lands to other purposes than the support of the Government, and legitimate national expenditures, is unwarranted by the Constitution; and Congress, in bestowing the common funds of the nation in bounties upon the States, is thereby impairing the independence of the latter, by causing an humiliating dependance on the central Government, and destroying the original relation that each bear to the other: Therefore,

"*Resolved*, That this General Assembly, and the people of the State of Connecticut, disapprove of the act of Congress, entitled, 'An act to appropriate the sales of the public lands, and to grant pre-emption rights,' because the same is without authority from the Constitution, and is of injurious tendency.

"*Resolved*, That the Federal Government possesses no authority to distribute money from the national treasury to the States, and that in ordering such distribution Congress transcends its powers.

"*Resolved*, That it is not only unconstitutional, but it would be unwise, to make the States of this Union dependant upon the Federal Government, or to clothe the latter with the power of dispensing pecuniary bounties to the States; thereby elevating the central Government, which is the creature of the States, above the States which created it.

"*Resolved*, That a frugal Government, which is economical in its expenditures, and which shall abstain from all bounties, is best adapted to a republican people; and this General Assembly, speaking in behalf of the people of Connecticut, protest against any system of dividing up the public treasure, or any measure that is calculated to involve the country in debt.

"*Resolved*, That the Senators of this State in the Congress of the United States be instructed, and our Representatives requested, to use their best exertions to procure an immediate and unconditional repeal of the 'Act to appropriate the sales of the public lands, and to grant pre-emption rights.'

"*Resolved*, That his excellency the Governor be requested to transmit copies of this preamble, and these resolutions, to the President of the United States,

to the Governors of the several States, requesting them to lay the same
re their respective Legislatures; and also to each of our Senators and
resentatives in Congress."
he preamble and resolutions were read, and ordered to be printed.
[r. Smith, of Connecticut, presented a preamble and resolution passed by
Legislature of the State of Connecticut, instructing the Senators, and re-
ting the Representatives of that State in Congress, to use their influence
rocure the repeal of the bankrupt law; which were read, and ordered to
rinted.
[r. Smith, of Connecticut, presented a preamble and resolutions passed
he Legislature of the State of Connecticut, instructing the Senators, and
esting the Representatives of that State in Congress, to oppose all further
opriations for the support of the military academy at West Point; which
read, and ordered to be printed.
r. Crafts, from the Committee on Printing, reported in favor of printing
memorial of John Sarchet; and,
rdered, That the memorial be printed.
r. Crafts, from the Committee on Printing, reported in favor of printing
eport of the Secretary of War, of the 15th instant, in relation to the survey
he straits of Detroit, without the accompany map; and,
On motion by Mr. Woodbridge,
rdered, That the further consideration of the subject be postponed until
orrow.
[r. Crafts, from the Committee on Printing, reported against printing the
lutions of a meeting of citizens of Middlesex county, Virginia, presented
21st instant; and the report was concurred in.
r. Smith, of Indiana, from the Committee on Public Lands, to whom
referred the bill (H. R. 517) to grant pre-emption rights to settlers on the
uque claim (so called) in the Territory of Iowa, reported it without
ndment.
r. Smith, of Indiana, to whom was referred the bill (H. R. 510) for the
f of certain settlers in the Territory of Wisconsin, reported it with amend-
ts; which were read.
[r. Smith, of Indiana, to whom was referred the bill (H. R. 507) to au-
ize the selection of school lands in lieu of those granted to the half-breeds
e Sac and Fox Indians, reported it without amendments.
[r. Walker, from the Committee on Public Lands, to whom was referred
bill (H. R. 323) for the relief of Charles F. Sibbald, reported it without
ndment.
[r. Merrick, from the Committee on the Post Office and Post Roads, re-
ed a bill (S. 305) to regulate the use and prevent the abuse of the frank-
privilege, and for other purposes; which was read, and passed to the second
ing.
[r. Graham, from the Committee of Claims, to whom were referred the
ments relating to the claim of Hiram H. and William T. Lewis, sub-
ed a report, accompanied by the following resolution:
esolved, That the prayer of the petitioners ought not to be granted.
rdered, That the report be printed.
[r. Wright, from the Committee of Claims, to whom was recommitted the
(H. R. 90) for the relief of James Tongue, submitted a supplemental re-
; which was ordered to be printed.

Agreeably to notice, Mr. Woodbridge asked and obtained leave to bring in a bill (S. 306) to apply certain alternate sections of the public domain toward the completion of the works of internal improvement in the State of Michigan, and for other purposes; which was read the first and second times, by unanimous consent, and referred to the Committee on Public Lands.

The bill (S. 277) explanatory of "An act for the relief of Clark Woodrooff," passed May 10, 1842, was read the second time, and considered as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The said bill, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That it pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed, as in Committee of the Whole, the bill (H. R. 200) for the relief of Benjamin F. Hard; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 408) to authorize the Shenandoah Bridge Company at Harper's Ferry to erect a bridge on the land of the United States at the town of Harper's Ferry, together with the amendment reported thereto; and the amendment being agreed to, the bill was reported to the Senate, and the amendment was concurred in.

Ordered, That the amendment be engrossed, and the bill read a third time.

The amendment to the said bill having been reported by the committee correctly engrossed, the bill was read a third time.

Resolved, That this bill pass with an amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 96) for the relief of the owners of the ship Lexington, of Nantucket; and

On motion by Mr. Huntington,

Resolved, That it be postponed indefinitely.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill (S. 279) to provide for the public engraving, printing, and binding, was read the second time, and considered as in Committee of the Whole; and,

On motion by Mr. Crafts,

Ordered, That it lie on the table.

The Senate proceeded to considered, as in Committee of the Whole, the bill (S. 27) for the relief of Esther Johnston, widow of Colonel Jonas Johnston, of North Carolina, deceased.

On motion by Mr. Calhoun, to recommit the bill,

On motion by Mr. Phelps,
rdered, That the further consideration of the bill be postponed until to-row.

he bill (S. 282) in relation to lands sold in the Greensburg, late St. ena land district, in the State of Louisiana; was read the second time, considered, as in Committee of the Whole; and,

On motion by Mr. Conrad,
rdered, That it lie on the table.

he bill (S. 275) to reduce and equalize the rates of postage, to limit the and correct the abuse of the franking privilege, and for other purposes, ing been reported by the committee correctly engrossed, was read a third .

On motion by Mr. Linn,
o reconsider the vote, ordering the said bill to be engrossed and read a l time,

On motion by Mr. Linn,
rdered, That the further consideration of the motion be postponed until orrow.

he Senate resumed the consideration of the bill (S. 216) to provide for satisfaction of claims under the 14th and 19th articles of the treaty of cing-rabbit creek, concluded in September, 1830.

he question recurring on the amendment proposed by Mr. Henderson, ed to, and reconsidered, the 24th June;

: was determined in the affirmative, { Yeas, ... 28, Nays, ... 10,

On motion by Mr. Buchanan,
he yeas and nays being desired by one fifth of the Senators present,
hose who voted in the affirmative, are,
lessrs. Allen, Archer, Bagby, Barrow, Benton, Berrien, Buchanan, Cal-n, Crafts, Crittenden, Cuthbert, Dayton, Evans, Fulton, Graham, Kerr, g, Linn, McRoberts, Mangum, Miller, Smith, of Connecticut, Sturgeon, cox, Williams, Woodbridge, Woodbury, Young.
hose who voted in the negative, are,
lessrs. Clayton, Morehead, Phelps, Simmons, Smith, of Indiana, Sprague, lmadge, Tappan, Walker, White.

On motion by Mr. Evans,
rdered, That the further consideration of the bill be postponed until to-row.

message from the House of Representatives, by Mr. Clarke, their Clerk:
Mr. President: The House of Representatives have passed the bill (S.) "to provide for the permanent employment in the Post Office Depart-t of certain clerks, heretofore, for several years, temporarily employed in Department.

he bill (H. R. 472) to provide revenue from imports, and to change and lify existing laws, imposing duties on imports, and for other purposes, considered, as in Committee of the Whole; and, after debate,

On motion by Mr. Morehead,
rdered, That the further consideration of the bill be postponed until to-row.

he Senate proceeded to consider, as in Committee of the Whole, the bill R. 504) to regulate arrests on mesne process, in the county of Washing-District of Columbia, with the amendments reported thereto; and the rted amendments were agreed to.

On motion by Mr. Walker, to amend the bill by adding the following section: "SEC. 4. *And be it further enacted*, That no arrest for debt, on any mesne process, shall take place until the plaintiff, or his attorney, shall make oath that the debt was fraudulently contracted, or contracted by a breach of trust; or that the defendant is concealing his property to avoid the payment of the debt, setting forth the facts of the case; or, being a resident of the District of Columbia, is about to abscond;"

It was determined in the affirmative, { Yeas, ... 28, Nays, ... 3.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Benton, Berrien, Buchanan, Calhoun, Choate, Conrad, Crafts, Cuthbert, Dayton, Evans, Fulton, Linn, McRoberts, Mangum, Miller, Phelps, Porter, Sevier, Smith, of Connecticut, Smith, of Indiana, Sprague, Tallmadge, Tappan, Walker, White, Wilcox, Woodbury.

Those who voted in the negative, are,

Messrs. Bagby, Bayard, Merrick.

A further amendment being proposed,

On motion by Mr. Bagby,

The Senate adjourned.

TUESDAY, JULY 26, 1842.

Mr. Choate presented a memorial of citizens of Lowell, Massachusetts, praying a repeal of the act allowing a drawback of duties on rum exported from the United States; which was ordered to lie on the table.

Mr. Choate presented a memorial of merchants of the city of Boston, Massachusetts, praying that the drawback of duties allowed on spirits manufactured from foreign molasses, and exported, may not be discontinued; which was ordered to lie on the table.

Mr. Choate presented a memorial of distillers of spirit in Boston, Massachusetts, praying that the drawback of duties allowed on spirits manufactured from foreign molasses, and exported, may not be discontinued.

On motion by Mr. Choate, That it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Young submitted the following resolution for consideration; which was ordered to be printed:

Resolved, That the Secretary of the Treasury be directed to communicate to the Senate a statement, in a condensed form, as far as the same can be done, exhibiting—

1st. The estimated quantity of land in each State and Territory.

2d. The quantity of public land in each State and Territory to which the Indian title has been extinguished, and the quantity to which the Indian title has not been extinguished.

3d. The quantity of surveyed and unsurveyed land in each State and Territory.

4th. The number of acres of the public lands sold from the earliest period of the sales up to the present period, and the amount of money received from such sales during the same time.

5th. The quantity of land set apart for Indian tribes up to the present period, designating the name of each tribe, and the separate quantity set apart for each.

6th. The amount of money, as near as can be ascertained, which has been paid by the United States in the extinguishment of Indian titles up to the present period.

7th. The several amounts of money secured to be paid to any of the Indian tribes, as annuities, and the duration of such annuities respectively.

8th. The amount invested in stocks by the United States on Indian account, the names of the tribes for which such investments were made; the nature of the stocks; the conditions upon which they were purchased; and the times and manner in which the interest accruing upon such stocks is paid to the tribes entitled to the same.

9th. The amount paid for surveying the public lands, and the total amount paid for selling the same, as far as can be ascertained, up to the present period, including the expenses of the General Land Office.

10th. The amounts paid in the purchase of Louisiana and Florida, stated separately, with the interest paid on the purchase money in each case, and the estimated quantity of land acquired by said purchases respectively.

11th. The amounts paid to any of the States in consequence of a sale or cession of their waste lands to the United States; and the amount paid in the extinguishment of private claims to the lands thus sold or ceded.

12th. The quantity of land in each State patented on account of military bounties for services rendered during the late war with Great Britain.

13th. The number of unsatisfied claims on the same account, and the quantity of land required to satisfy the same.

14th. The amount of land scrip issued on account of the State of Virginia, in consequence of the cession of her waste lands to the United States for military services rendered by her citizens during the Revolutionary war.

15th. The amount of scrip required to liquidate the unsatisfied claims on the same account, as far as the same can be ascertained at the department.

16th. The grants of lands made to the several States and Territories from the earliest period up to the present time, and the purposes for which such grants were made.

17th. The quantity of land reserved by the States respectively, or for their benefit, from the lands ceded by them to the United States.

18th. The States and Territories, or parts of States and Territories, comprehended by the purchases of Louisiana and Florida; with such notes of explanation as may be deemed necessary to a proper understanding of the same.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives disagree to all the amendments of the Senate to the bill (H. R. 75) making appropriations for the support of the army and of the military establishment for the year 1842, except the 9th and 12th amendments; and agree to the 9th and 12th amendments, with an amendment.

The Senate proceeded to consider their amendments to the said bill, disagreed to by the House of Representatives; and

Ordered, That they be referred to the Committee on Finance.

Mr. Phelps, from the Committee on Pensions, to whom the following bills were referred:

H. R. 222. An act for the relief of Jehosaphat Briggs;

H. R. 267. An act for the relief of Elizabeth Gibbs;

H. R. 268. An act for the relief of Christiana Law; reported them, severally, without amendment.

Mr. Phelps, from the Committee on Revolutionary claims, to whom was recommitted the petition of the heirs of Daniel Piatt, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition be rejected.

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was recommitted the bill (H. R. 69) to authorize the payment of the seven years' half-pay on account of the revolutionary services of Captain William Kelly, submitted a report; which was ordered to be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 155) granting a pension to Asahel Kingley, reported it without amendment.

Mr. Bates also submitted an adverse report on the subject; which was ordered to be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 148) for the relief of Mary Francis, reported it without amendment.

Mr. Bates also submitted a report on the subject; which was ordered to be printed.

Mr. Sevier, from the Committee on Pensions, to whom was referred the bill (H. R. 140) for the relief of Mary Campbell, widow of John Campbell, reported it without amendment.

Mr. Sevier also submitted an adverse report on the subject, which was ordered to be printed.

Mr. Sevier, from the Committee on Pensions, to whom was referred the petition of Daniel Davis, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Mr. Williams, from the Committee on Naval Affairs, to whom was referred the petition of Thomas B. Parsons, submitted a report, accompanied by a bill (S. 307) for his relief; which was read, and passed to the second reading.

Ordered, That the report be printed.

On motion by Mr. Porter,

Ordered, That the Committee on Patents and the Patent Office be discharged from the further consideration of the petition of Franklin Whitney.

Mr. Crafts, from the Committee on Printing, reported in favor of printing the report of the Secretary of the Treasury showing the receipts and expenditures of the United States during the first six months of the year 1842; and,

Ordered, That the report be printed.

The Senate proceeded to consider the bill (S. 216) to provide for the satisfaction of claims under the 14th and 19th articles of the treaty of Dancing-rabbit creek, concluded in September, 1830.

On motion by Mr. Linn,

The vote of yesterday agreeing to the amendment proposed by Mr. Henderson was reconsidered.

The bill having been amended, on the motion of Mr. Walker,

The question recurred on the amendment proposed by Mr. Henderson; and the amendment was disagreed to.

On motion by Mr. Phelps,

Ordered, That the further consideration of the bill be postponed until to-morrow.

The Senate resumed, as in Committee of the Whole, the bill (H. R. 504) o regulate arrests on mesne process in the county of Washington, District of Columbia; and the bill, having been amended, was reported to the Senate, nd the amendments were concurred in.

Ordered, That the amendments be engrossed, and the bill read a third ime.

The amendments to the said bill having been reported by the committee orrectly engrossed, the bill was read a third time, and the title was amended.

Resolved, That this bill pass with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

Mr. Porter reported from the committee that they yesterday presented to he President of the United States the following bills and joint resolution:

S. 173. An act to authorize the county commissioners of Linn county, in he Territory of Iowa, to enter, by legal subdivisions, a quarter section of and upon which the county seat has been located;

S. 177. An act to regulate the value to be affixed to the pound sterling by he Treasury Department;

H. R. 26. An act to provide for satisfying claims for bounty lands for military services in the late war with Great Britain, and for other purposes;

H. R. 46. An act for the relief of John P. Campbell;

H. R. 48. An act for the relief of the legal representatives of John Barnes, leceased;

H. R. 83. An act for the relief of John E. Alexander;

H. R. 88. An act for the relief of Daniel Homans;

H. R. 89. An act for the relief of Isaac Fessenden;

H. R. 93. An act for the relief of McCallum;

H. R. 95 B. An act for the relief of Nathaniel Mitchell;

H. R. 98. An act for the relief of Joshua Atwood, jr.;

H. R. 99. An act for the relief of Ingolsby W. Crawford and Samuel Phillips;

H. R. 100. An act making appropriation for the repair of the custom-house in Providence;

H. R. 102. An act for the relief of Josiah Holmes;

H. R. 105. An act to authorize the President of the United States to issue to the heirs of John Campbell a patent for the remainder of private land claim No. 20, at Prairie du Chien, in the Territory of Wisconsin;

H. R. 106. An act granting a right of pre-emption to certain lots in the town of Perrysburg, in the State of Ohio;

H. R. 107. An act to grant to Van Buren county, Missouri, the tract of land on which the seat of justice of said county has been located;

H. R. 116. An act for the relief of James Williams;

H. R. 117. An act for the relief of William Markham;

H. R. 125. An act for the relief of George Mayfield;

H. R. 136. An act for the relief of William Harper;

H. R. 150. An act for the relief of Betsey Vreeland;

H. R. 158. An act for the relief of Sarah Moore, of the State of Maryland;

H. R. 165. An act for the relief of Sarah Besly, widow of William Besly, deceased, and, previous thereto, widow of Doctor Henry Adams;

H. R. 185. An act for the relief of Samuel B. Hugo;

H. R. 175. An act for the relief of Thomas Collins;

H. R. 190. An act for the relief Daniel Chase;

H. R. 191. An act for the relief of Joseph J. Martin;
H. R. 193. An act for the relief of Henry Wells;
H. R. 194. An act for the relief of George Mayfield;
H. R. 201. An act for the relief of George M. Bedinger, of the State of Kentucky;
H. R. 203. An act for the relief of Jabez and Asa White, of the State of Connecticut;
H. R. 216. An act for the relief of Henry J. Defrees and Stephen Jenney;
H. R. 232. An act to extend the jurisdiction of the corporation of Georgetown;
H. R. 235. An act to incorporate the German Benevolent Society of the city of Washington;
H. R. 236. An act for the relief of John Randall and Charles York;
H. R. 238. An act for the relief of James Morrow and Jonathan Tipton;
H. R. 248. An act authorizing a patent to be issued to Bartholomew Pellerin, his heirs or assigns;
H. R. 384. An act to incorporate a society in the District of Columbia by the name of the National Institute for the Promotion of Science;
H. R. 423. An act in relation to marriages within the District of Columbia;
H. R. 436. An act to relinquish to William Waller the interest of the United States in a certain tract of land therein named;
H. R. 469. An act for erecting and lighting lamps on Pennsylvania Avenue;
H. R. 523. An act to amend "An act for altering the time of holding the district court of the United States for the western district of Pennsylvania at Williamsport," approved May 8, 1840;
H. R. 9. Resolution for the benefit of George Schnabel and Robert Barber, jr.

The Senate resumed, as in Committee of the Whole, the bill (H. R. 472) to provide revenue from imports, and to change and modify existing laws imposing duties on imports, and for other purposes; and, after debate,

On motion by Mr. Miller,

The Senate adjourned.

WEDNESDAY, JULY 27, 1842.

Mr. Barrow presented the memorial of William Christy and others, sureties on bonds to secure the payment of duties on certain railroad iron imported for the use of the New Orleans and Nashville Railroad Company, praying to be released from further liability for the same; which was referred to the Committee on Finance.

On motion by Mr. Conrad,

Ordered, That the petition of Charles Dehaust Delassus, on the files of the Senate, be referred to the Committee of Claims.

Mr. Porter reported from the committee that they had examined and found duly enrolled the following bills:

S. 264. An act to provide for the permanent employment in the Post Office Department of certain clerks heretofore for several years temporarily employed in that Department;
H. R. 52. An act for the relief of Sylvester Phelps and the legal heirs or representatives of Charles Landon, deceased;

H. R. 82. An act for the relief of John P. Converse and Henry J. Rees;

H. R. 200. An act for the relief of Benjamin F. Hard;

H. R. 223. An act for the relief of Edwin H. Childers, administrator of John P. Hickman;

H. R. 230. An act granting to the county of Johnson, in the Territory of Iowa, the right of pre-emption to a tract of land for a seat of justice for said county, and repealing the second section of an act approved the 3d day of March, 1839, entitled, "An act making a donation of land to the Territory of Iowa, for the purpose of erecting public buildings thereon."

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the following bills from the Senate:

S. 255. An act for the benefit of the county of Holt, in the State of Missouri;

S. 259. An act to extend the provisions of an act entitled, "An act to regulate processes in the courts of the United States," passed the 19th May, 1828.

The Speaker of the House of Representatives having signed six enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The President signed the six enrolled bills last reported to have been examined; and they were delivered to the committee to be presented to the President of the United States.

Mr. Walker submitted the following resolution; which was considered and agreed to:

Resolved, That the Postmaster General be directed to communicate to the Senate, at the commencement of the next session, an estimate showing what reduction of the number of miles on which postage is now charged in the several cases designated by law, would be necessary to introduce the federal coinage so as not to diminish the aggregate revenue of the Post Office Department.

A message from the President of the United States, by Mr. Tyler, his Secretary:

Mr. President: The President of the United States this day approved and signed the following enrolled bills:

An act to regulate the value to be fixed to the pound sterling in the Treasury Department;

An act to authorize the county commissioners of Linn county, in the Territory of Iowa, to enter by legal subdivisions a quarter section of land upon which the county seat has been located.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Benton, from the Committee on Military Affairs, to whom was referred the amendment of the House of Representatives to the bill (S. 257) to provide for the armed occupation and settlement of the unsettled part of the peninsula of East Florida, reported in favor of concurring therein.

Mr. Phelps, from the Committee of Claims, to whom were referred the documents relating to the claim of John Phillips, administrator of W. Walker and J. Phillips, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition be rejected.

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Pensions, to whom the following bills were referred:

H. R. 258. An act for the relief of Presly Gray;

H. R. 263. An act for the relief of Catharine Wilson, widow of James Wilson;

H. R. 273. An act for the relief of Sally Day;

H. R. 284. An act for the relief of William Glover; reported them without amendment.

Mr. Phelps also submitted an adverse report on each of the said bills; which were ordered to be printed.

Mr. Huntington, from the Committee on Commerce, to whom was referred the bill (H. R. 101) for the relief of Nathan Smith and others, reported it without amendment.

The Senate resumed the consideration of the bill (S. 216) to provide for the satisfaction of claims arising under the 14th and 19th articles of the treaty of Dancing Rabbit Creek, concluded in September, 1830, and having been amended,

Ordered, That it be engrossed, and read a third time.

The Senate resumed the consideration of the bill, on its third reading, (S. 275) to reduce and equalize the rates of postage; to limit the use and correct the abuse of the franking privilege, and for other purposes; together with the motion of Mr. Linn to reconsider the vote ordering the bill to be engrossed and read a third time; and

The motion to reconsider the vote ordering the said bill to be engrossed and read a third time was agreed to.

The said bill having been further amended,

Ordered, That it be engrossed and read a third time.

The said bill having been reported by the committee correctly engrossed, was read a third time, and the title was amended.

Resolved, That it pass, and that the title thereof be "An act to protect the revenues and diminish the charge upon the general treasury of the Post Office Department."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider their amendments to the bill (H. R. 76) making appropriations for the naval service for the year 1842, amended and disagreed to by the House of Representatives; and

Resolved, That they insist on their second amendment, disagreed to by the House of Representatives; recede from their first and fifth amendments, also disagreed to; disagree to the amendment of the House of Representatives to their fourth amendment; and concur in the amendment of the House of Representatives to their sixth amendment; and ask a conference on the disagreeing votes of the two Houses; and

Mr. Evans, Mr. King, and Mr. Bayard, were appointed the committee of conference on the part of the Senate.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill (S. 157) to amend the act entitled, "An act supplementary to the act entitled, 'An act to amend the judicial system of the United States,'" having been reported by the committee correctly engrossed, was read a third time.

On motion by Mr. Crittenden,

The bill was amended, by unanimous consent.
On the question, "Shall this bill pass?"
It was determined in the affirmative, { Yeas, ... 28,
{ Nays, ... 6.

On motion by Mr. Wright,
The yeas and nays being desired by one fifth of the Senators present,
Those who voted in the affirmative, are,
Messrs. Archer, Barrow, Bates, Berrien, Clayton, Conrad, Crafts, Crittenn, Dayton, Fulton, Graham, Huntington, Kerr, King, McRoberts, Mangum, errick, Miller, Morehead, Phelps, Preston, Rives, Sevier, Simmons, Smith, Indiana, Sprague, Walker, Woodbury.
Those who voted in the negative, are,
Messrs. Benton, Linn, Smith, of Connecticut, Tappan, Wilcox, Wright.

So it was,
Resolved, That this bill pass, and that its title be as aforesaid.
Ordered, That the Secretary request the concurrence of the House of epresentatives therein.
The Senate resumed, as in Committee of the Whole, the consideration of e bill (H. R. 472) to provide revenues from imports, and to change and odify existing laws imposing duties on imports, and for other purposes; d, after debate, and the consideration of Executive business,
The Senate adjourned.

THURSDAY, July 28, 1842.

Mr. Tallmadge presented six memorials of miners and citizens of the State Illinois and Wisconsin Territory, praying that lead mine lands belonging the United States may not be subjected to sale at private entry, as other iblic lands; which were ordered to lie on the table.
Mr. Tallmadge presented the memorial of the president and directors of e Long Island Railroad Company, praying that the act of July 14, 1832, release from duty iron prepared for and actually laid on railways or inclined anes, may not be repealed; which was ordered to lie on the table.
Mr. Crafts, from the Committee on Printing, reported in favor of printing e memorial of a number of distillers in Boston, presented the 26th instant; id,
Ordered, That the memorial be printed.

On motion by Mr. Phelps,
Ordered, That the Committee on Revolutionary Claims be discharged om the further consideration of the resolution of the 22d April, to inquire to the expediency of reporting a bill for the relief of the heirs or legal repsentatives of John Peters.
Mr. Phelps, from the Committee of Revolutionary Claims, to whom was ferred the bill (H. R. 55) directing warrants to issue for the bounty land ie on account of the services of Major General Duportail, Brigadier Gene- l Armand, and Major de la Colombe, reported it with an amendment; hich was read.
Mr. Phelps, from the Committee on Revolutionary Claims, to whom was ferred the petition of the heirs of Richard K. Meade, submitted a report, companied by a resolution "that the prayer of the petitioner be rejected."
Ordered, That the report be printed.
The resolution (S. 19) providing reimbursement to the Treasury of money id under Indian treaties, was read the second time.

On motion by Mr. White, that it be referred to the Committee on Public Lands.

A debate ensued; and,

On motion by Mr. Evans,

Ordered, That the further consideration of the resolution be postponed until to-morrow.

The following bills, having been reported by the committee correctly engrossed, were severally read a third time:

S. 216. Bill to provide for the satisfaction of claims under the 14th and 19th articles of the treaty of Dancing-rabbit creek, concluded in September, 1830;

S. 273. Bill to regulate appeals and writs of error from the district court of the United States for the northern district of Alabama.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives insist on their disagreement to the second amendment of the Senate to the bill (H. R. 76) making appropriations for the naval service for the year 1842; and insist on their amendment to the 4th amendment of the Senate to the said bill. They agree to the proposed conference on the disagreeing votes of the two Houses thereon; and have appointed Mr. Wise, Mr. William B. Campbell, and Mr. McKay, managers at the same on their part.

The President of the United States approved and signed, the 27th instant, the following acts:

H. R. 46. An act for the relief of John B. Campbell;

H. R. 201. An act for the relief of George M. Bedinger, of the State of Kentucky;

H. R. 384. An act to incorporate a society in the District of Columbia by the name of the National Institute for the promotion of Science;

H. R. 93. An act for the relief of Archibald McCallum;

H. R. 95 B. An act for the relief of Nathaniel Mitchell;

H. R. 102. An act for the relief of Josiah Holmes;

H. R. 99. An act for the relief of Ingoldsby W. Crawford and Samuel Phillips;

H. R. 26. An act to provide for satisfying claims for bounty lands for military services in the late war with Great Britain, and for other purposes;

H. R. 436. An act to relinquish to William Waller the interest of the United States in a certain tract of land therein named;

H. R. 469. An act to provide for erecting and lighting lamps on Pennsylvania avenue;

H. R. 158. An act for the relief of Sarah Moore, of the State of Maryland;

H. R. 136. An act for the relief of William Harper;

H. R. 117. An act for the relief of William Markham;

H. R. 107. An act to grant to Van Buren county, Missouri, the tract of land on which the seat of justice of said county has been located;

H. R. 106. An act granting the right of pre-emption to certain lots in the town of Perrysburg, in the State of Ohio;

H. R. 105. An act to authorize the President of the United States to issue to the heirs of John Campbell a patent for the remainder of private land claim number twenty at Prairie du Chien, in the Territory of Wisconsin;

H. R. 100. An act making appropriations for the repair of the custom-house in Providence;

H. R. 89. An act for the relief of Isaac Fessenden;

H. R. 88. An act for the relief of Daniel Homans;

H. R. 83. An act for the relief of John E. Alexander;

H. R. 523. An act to amend "An act for altering the time of holding the district court of the United States for the western district of Pennsylvania, at Williamsport," approved May 8, 1840;

H. R. 423. An act in relation to marriages within the District of Columbia;

H. R. 235. An act to incorporate the German Benevolent Society of the city of Washington;

H. R. 232. An act to extend the jurisdiction of the corporation of Georgetown;

H. R. 216. An act for the relief of Henry J. Defrees and Stephen Jenny;

H. R. 203. An act for the relief of Jabez L. and Asa White, of the State of Connecticut;

H. R. 125. An act for the relief of George Mayfield;

H. R. 193. An act for the relief of Henry Wells;

H. R. 191. An act for the relief of Joseph J. Martin;

H. R. 185. An act for the relief of Samuel B. Hugo;

H. R. 175. An act for the relief of Thomas Collins;

H. R. 150. An act for the relief of Betsey Vreeland;

H. R. 194. An act for the relief of George Mayfield;

H. R. 116. An act for the relief of James Williams;

H. R. 98. An act for the relief of Joshua Atwood, jun.;

H. R. 48. An act for the relief of the legal representatives of John Barnes, deceased;

H. R. 190. An act for the relief of Daniel Chase;

H. R. 165. An act for the relief of Sarah Besly, widow of William Besly, deceased, and previous thereto widow of Dr. Henry Adams;

H. R. 238. An act for the relief of James Morrow and Jonathan Tipton;

H. R. 236. An act for the relief of John Randall and Charles Yorke; also,

H. R. 9. Joint resolution for the benefit of George Schnabel and Robert Barber, jr.

The Senate resumed, as in Committee of the Whole, the bill (H. R. 472) to provide revenue from imports, and to change and modify existing laws imposing duties on imports, and for other purposes, together with the amendments reported thereto; and,

After debate,

On motion by Mr. Morehead,

The Senate adjourned.

FRIDAY, JULY 29, 1842.

Mr. Rives presented the petition of Frances M. Lewis and Mary Neale, widows of deceased naval officers, praying pensions; which was referred to the Committee on Naval Affairs.

Mr. Buchanan submitted an additional document in relation to the petition of James O'Connor; which was referred to the Committee on Commerce.

Mr. Graham, from the Committee on Pensions, to whom was referred the bill (S. 19) for the relief of Mary Prettyman, reported it without amendment,

On motion by Mr. Graham,

Ordered, That the Committee of Claims be discharged from the further consideration of the petition of Israel Ketchum, and from the further consideration of the petition of Richard Harris and Nimrod Farrow.

Mr. Sevier, from the Committee on Pensions, to whom the following bills were referred—

H. R. 58. An act for the relief of John Flood;

H. R. 169. An act for the relief of Anselm Bailey; reported them without amendment.

Mr. Williams, from the Committee on Naval Affairs, to whom was referred the petition of Rebecca Bright, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner be not granted.

The Senate resumed the consideration of the resolution (S. 19) providing reimbursement to the Treasury of money paid under Indian treaties; and,

On motion by Mr. Phelps,

Ordered, That it be postponed until to-morrow.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 233) to regulate enlistments in the naval service.

On motion by Mr. Calhoun, to amend the bill by inserting, at the end of the first section, the following: "*Provided, That no negro or mulatto shall be enlisted unless as musician, steward, cook, or servant;*"

It was determined in the affirmative, { Yeas, ... 24, / Nays, ... 16.

On motion by Mr. Calhoun,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Bagby, Barrow, Bayard, Benton, Berrien, Calhoun, Conrad, Cuthbert, Fulton, Graham, King, Linn, Mangum, Preston, Rives, Sevier, Smith, of Connecticut, Sturgeon, Walker, Wilcox, Woodbury, Young.

Those who voted in the negative, are,

Messrs. Bates, Choate, Clayton, Crafts, Dayton, Evans, Miller, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Tappan, White, Williams, Woodbridge.

The bill having been amended, was reported to the Senate.

On motion by Mr. Preston, the bill was further amended by inserting the work "*army*" before the word "*navy*," in the 1st, 2d, and 3d sections.

Ordered, That the bill be engrossed, and read a third time.

The following bills were read the second time, and considered as in Committee of the Whole:

S. 19. Bill for the relief of Mary Prettyman;

S. 284. Bill for the relief of William de Buys, postmaster at New Orleans;

S. 285. Bill to authorize the construction of a depot for charts and instruments of the navy of the United States; and no amendment being made, they were reported to the Senate.

Ordered, That they be engrossed, and read a third time.

The said bills having been reported by the committee, correctly engrossed, were read a third time.

Resolved, That they pass, and that their titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the bill (S. 244) entitled, "An act for the relief of John A. Rockwell;" also, the bill (S. 245) entitled, "An act to confirm the sale of a certain school section in the State of Illinois, and for other purposes."

The Senate resumed, as in Committee of the Whole, the consideration of the bill (H. R. 472) to provide revenue from imports, and to change and modify existing laws imposing duties on imports, and for other purposes, together with the amendments reported thereto; and,

After debate,

On motion by Mr. Sevier,

The Senate adjourned.

SATURDAY, JULY 30, 1842.

Mr. Tallmadge presented resolutions adopted at a meeting of the electors of the town of Westmoreland, in the State of New York, in favor of such duties on foreign imports as will afford protection to domestic manufactures and industry against the effects of a competition with foreign capital and labor; which were ordered to lie on the table.

Mr. Tallmadge presented a petition of citizens of Charlestown, Massachusetts, praying that the drawback of duties heretofore allowed on spirits manufactured, in the United States, from imported molasses, and exported, may be discontinued; which was ordered to lie on the table.

Mr. Tallmadge presented the petition of the officers and clerks attached to the custom-house at New York, praying that that portion of the revenue bill now pending before the Senate, which requires that no compensation shall be paid to persons employed in the collection of the revenue until their accounts shall have been audited at the Treasury Department, may not receive the sanction of Congress; which was ordered to lie on the table.

Mr. Linn presented a petition of citizens of St. Louis, Missouri, praying the purchase by the United States of the right to use Captain Henry M. Shreve's patent snag-boat, and that an appropriation may be made for removing snags in the Mississippi and Arkansas rivers; which was ordered to lie on the table.

Mr. Tappan presented a petition of citizens of Mount Pleasant, Ohio, praying that protection may be afforded to domestic manufactures and industry by a permanent tariff of duties on all foreign articles that may be produced in the United States; which was ordered to lie on the table.

On motion by Mr. Huntington,

Ordered, That the Committee on Commerce be discharged from the further consideration of the document relating to the petition of James O'Connor and that it be referred to the Committee on Naval Affairs.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of Robert Dickerson, submitted a report, accompanied by a resolution, "that the prayer of the petition be rejected."

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of John Markle, submitted a report, accompanied by a resolution, "that the prayer of the petition be rejected."

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the petition of John Gunby, submitted a report, accompanied by a resolution, "that the prayer of the petition be rejected."

Ordered, That the report be printed.

The Senate proceeded to consider the resolution submitted by Mr. Young the 26th instant, which, having been amended on the motion of Mr. Smith, of Indiana, and modified by Mr. Young, was agreed to, as follows:

Resolved, That the Secretary of the Treasury be directed to communicate to the Senate, at the commencement of the next session of Congress, a statement, in a condensed form, as far as the same can be done, exhibiting—

1st. The estimated quantity of land in each State and Territory.

2d. The quantity of public land in each State and Territory to which the Indian title has been extinguished, and the quantity to which the Indian title has not been extinguished.

3d. The quantity of surveyed and unsurveyed land in each State and Territory, stating the quantity of unsurveyed land in each surveyor general's district, and the quantity of land in each State and Territory not included in any land district, and the estimated quantity of public lands not within the States or organized Territories.

4th. The number of acres of the public lands sold from the earliest period of the sales up to the present period, and the amount of money received from such sales during the same time, distinguishing the amount received from the sales in each State and Territory in each year, and stating the gross quantity unsold in each land district.

5th. The quantity of land set apart for Indian tribes up to the present period, designating the name of each tribe, and the separate quantity set apart for each.

6th. The amount of money, as near as can be ascertained, which has been paid by the United States in the extinguishment of Indian titles up to the present period.

7th. The several amounts of money secured to be paid to any of the Indian tribes, as annuities, and the duration of such annuities respectively.

8th. The amount invested in stocks by the United States on Indian account, the names of the tribes for which such investments were made; the nature of the stocks; the conditions upon which they were purchased; and the times and manner in which the interest accruing upon such stocks is paid to the tribes entitled to the same.

9th. The amount paid for surveying the public lands, and the total amount paid for selling the same, as far as can be ascertained, up to the present period, including the expenses of the General Land Office.

10th. The amounts paid in the purchase of Louisiana and Florida, stated separately, with the interest paid on the purchase money in each case, and the estimated quantity of land acquired by said purchases respectively.

11th. The amounts paid to any of the States in consequence of a sale or cession of their waste lands to the United States; and the amount paid in the extinguishment of private claims to the lands thus sold or ceded.

12th. The quantity of land in each State patented on account of military bounties for services rendered during the late war with Great Britain.

13th. The number of unsatisfied claims on the same account, and the quantity of land required to satisfy the same.

14th. The amount of land scrip issued on account of the State of Virginia, in consequence of the cession of her waste lands to the United States for military services rendered by her citizens during the Revolutionary war.

15th. The amount of scrip required to liquidate the unsatisfied claims on the same account, as far as the same can be ascertained at the department.

16th. The grants of land made to the several States and Territories from the earliest period up to the present time, and the purposes for which such grants were made; and in what cases and to what extent, in making such grants, alternate sections are reserved to the United States, and in those cases to what quantity and to what price was the minimum increase by law to such alternate sections, and, also, what quantity of public land has been granted to institutions, companies, and individuals, by special acts of Congress.

17th. The names of the States by which cessions of waste and other lands were made to the United States; the dates of such cessions; the terms and conditions upon which the same were made; and the quantity of land reserved by such States respectively, or for their benefit, from the lands thus ceded to the United States.

18th. The States and Territories, or parts of States and Territories, comprehended by the purchases of Louisiana and Florida; with such notes of explanation as may be deemed necessary to a proper understanding of the same.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of the heir of Daniel Piatt; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

Mr. Porter reported from the committee that they had examined and found duly enrolled the following bills:

H. R. 408. An act to authorize the Shenandoah Bridge Company at Harper's Ferry to erect a bridge on the land of the United States at the town of Harper's Ferry;

H. R. 409. An act to constitute the ports of Stonington, Mystic river, and Pawcatuck river, a collection district;

H. R. 504. An act to regulate arrests on mesne process in the District of Columbia;

S. 244. An act for the relief of John A. Rockwell;

S. 245. An act to confirm the sale of a certain school section in the State of Illinois, and for other purposes;

S. 255. An act for the benefit of the county of Holt, in the State of Missouri;

S. 259. An act to extend the provisions of an act entitled, "An act to regulate processes in the courts of the United States," passed the 19th of May, 1828.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the following bills from the Senate:

S. 273. An act to regulate appeals and writs of error from the district court of the United States for the northern district of Alabama;

S. 277. An act explanatory of an act entitled, "An act for the relief of Clark Woodrooff, passed May 10, 1842.

They do not concur in the amendment of the Senate to the bill (H. R. 111) for the relief of Joseph F. Caldwell.

They concur in the amendments of the Senate to the following bills:

H. R. 408. To authorize the Shenandoah Bridge Company at Harper's Ferry to erect a bridge on the land of the United States at the town of Harper's Ferry;

H. R. 409. To constitute the ports of Stonington, Mystic river, and Pawcatuck, a collection district;

H. R. 504. To regulate arrests on mesne process in the county of Washington, in the District of Columbia.

They have passed a bill (H. R. 556) changing the time of holding the district court for the western district of Virginia, and for other purposes; in which they request the concurrence of the Senate.

The Speaker of the House of Representatives having signed seven enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The President pro-tempore signed the seven enrolled bills this day reported to have been examined, and they were delivered to the committee to be presented to the President of the United States.

The bill from the House of Representatives (H. R. 556) changing the time of holding the district court for the Western district of Virginia, and for other purposes, was read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

The Senate proceeded to consider their amendment to the bill (H. R. 111) for the relief of Joseph F. Caldwell, disagreed to by the House of Representatives; and,

Ordered, That it be referred to the Committee on the Post Office and Post Roads.

The Senate resumed the consideration of the resolution (S. 19) providing reimbursement to the Treasury of money paid under Indian treaties, together with the motion, by Mr. White, to refer the same to the Committee on Public Lands; and,

On motion by Mr. White,

Ordered, That it lie on the table.

Mr. Evans, from the Committee of Conference, on the disagreeing votes of the two Houses, on the bill "making appropriations for the naval service for the year 1842," made the following report:

The Committee of Conference, on the part of the Senate, upon the disagreeing votes of the two Houses upon the amendments to the bill of the House of Representatives entitled, "An act making appropriations for the naval service for the year one thousand eight hundred and forty-two," have met conferees on the part of the House, and after free and full conference upon the subject of said disagreeing votes, have agreed to recommend, and do recommend, to their respective Houses as follows:

That the Senate recede from its amendment to the proviso of the House, being the second amendment of the Senate to said bill, and agree to said proviso amended to read as follows, to wit: "*Provided*, That, till otherwise ordered by Congress, the officers of the navy shall not be increased beyond the number in the respective grades that were in the service on the first day of January, 1842; nor shall there be any further appointment of midshipmen until the number in the service be reduced to the number that were in service on the first day of January, 1841, beyond which they shall not be increased until the further order of Congress."

That the Senate recede from its disagreement to the amendment of the House to the fourth amendment of the Senate, and agree to said amendment with an amendment, viz: strike out said amendment of the House, and insert "and if any part of this appropriation shall be expended upon the construction of a floating dock as hereby authorized, the construction of the dry dock shall be suspended until the further order of Congress," and that the House recede from its former votes, and concur in said amendment of the Senate.

The Senate proceeded to consider the said report; and,

Resolved, That they agree to the report of the Committee of Conference, and that the bill be amended accordingly.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill (S. 233) to regulate enlistments in the naval service, having been reported by the committee correctly engrossed, was read a third time, and the title was amended.

Resolved, That this bill pass, and that the title thereof be "An act to regulate enlistments in the army, navy, and marine corps."

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 69) for the relief of the Steamboat Company of Nantucket; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The said bill having been reported by the committee correctly engrossed, was read a third time.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 402) making an appropriation to supply a deficiency in the navy pension fund; and

An amendment having been proposed by Mr. Choate,

Ordered, That the further consideration of the bill be postponed until Monday next, and that the amendment be printed.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 225) for the relief of David M. Hughes, Charles Shipman, and John Henderson; and no amendment being made, it was reported to the Senate.

On the question, "Shall this bill be read a third time?"

It was determined in the affirmative, { Yeas, ... 24, / Nays, ... 17.

On motion by Mr. Calhoun,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Barrow, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Mangum, Merrick, Miller, Morehead, Porter, Preston, Simmons, Smith, of Indiana, Sprague, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, Rives, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Wilcox, Williams, Young.

So it was

Ordered, That the bill be read a third time.

The said bill was read a third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate resumed the consideration of the amendment of the House of Representatives to the bill (S. 257) to provide for the armed occupation and settlement of the unsettled part of the peninsula of Florida; and

Ordered, That the further consideration thereof be postponed to Monday next.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives concur in the report of the managers appointed to conduct the conference on the disagreeing votes of the two Houses on the bill (H. R. 76) making appropriations for the naval service for the year 1842.

They have passed the following bills:

H. R. 43. An act for the relief of the legal representatives of William D. Cheever, deceased;

H. R. 163. An act for the relief of Samuel Patch;

H. R. 188. An act to restore certain invalid and other pensioners the amount of pensions by them relinquished;

H. R. 247. An act to confirm Marguerite Adelaide Muse in her claim to a certain tract of land in the State of Louisiana;

H. R. 560. An act authorizing the grant of two lots of ground in the city of St. Augustine to the corporation of said city for the purposes of a Catholic church; in which they request the concurrence of the Senate.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (H. R. 472) to provide revenue from imports, and to change and modify existing laws imposing duties on imports and for other purposes, together with the amendments reported thereto.

The following amendment being under consideration:

Page 8, line 44, strike out "five," and insert "three and a half."

A motion having been made by Mr. Calhoun, to amend the reported amendment, by striking out "three and a half" and inserting "twenty per cent. ad valorem;"

It was determined in the negative, { Yeas, ... 8, / Nays, ... 33.

On motion by Mr. Calhoun,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bagby, Calhoun, Cuthbert, Fulton, King, Sevier, Walker, Woodbury.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Benton, Berrien, Buchanan, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Kerr, Linn, Mangum, Merrick, Miller, Morehead, Porter, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, White, Woodbridge, Young.

On motion by Mr. Young,

To amend the reported amendment, by striking out "three and a half," and inserting "twenty-five per centum ad valorem;"

It was determined in the negative, { Yeas, ... 17, / Nays, ... 27.

On motion by Mr. Young,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Berrien, Calhoun, Cuthbert, Fulton, Graham, King, Preston, Rives, Sevier, Smith, of Connecticut, Tappan, Walker, Wilcox, Woodbury, Young.

Those who voted in the negative, are,

essrs. Archer, Barrow, Bates, Bayard, Benton, Buchanan, Choate, Clay-
Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Kerr, Merrick,
er, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague,
geon, Tallmadge, White, Woodbridge.

he question recurring on agreeing to the said reported amendment,

was determined in the negative, { Yeas, ... 21,
Nays, ... 26.

On motion,

he yeas and nays being desired by one fifth of the Senators present,

hose who voted in the affirmative, are,

essrs. Allen, Bagby, Benton, Berrien, Buchanan, Calhoun, Cuthbert,
on, Graham, King, McRoberts, Preston, Rives, Sevier, Smith, of Con-
icut, Tappan, Walker, Wilcox, Williams, Woodbury, Wright.

hose who voted in the negative, are,

essrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts,
enden, Dayton, Evans, Huntington, Kerr, Mangum, Merrick, Miller,
head, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Sturgeon,
madge, White, Woodbridge.

So,

he amendment was disagreed to.

n the question to agree to the following reported amendment:

age 9, line 6, strike out "seventeen," and insert "sixteen,"

was determined in the negative, { Yeas, ... 23,
Nays, ... 26.

On motion by Mr. Preston,

he yeas and nays being desired by one fifth of the Senators present,

hose who voted in the affirmative, are,

essrs. Allen, Bagby, Benton, Berrien, Calhoun, Cuthbert, Fulton, Gra-
, King, Linn, McRoberts, Mangum, Preston, Rives, Sevier, Smith, of
necticut, Tappan, Walker, Wilcox, Williams, Woodbury, Wright,
ng.

hose who voted in the negative, are,

essrs. Archer, Barrow, Bates, Bayard, Buchanan, Choate, Clayton,
rad, Crafts, Crittenden, Dayton, Evans, Huntington, Kerr, Merrick,
er, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague,
geon, Tallmadge, White, Woodbridge.

So,

he amendment was disagreed to.

n the question to agree to the following reported amendment:

age 9, lines 7 and 8, strike out "seven and a half," and insert "four,"

was determined in the negative, { Yeas, ... 24,
Nays, ... 25.

On motion,

he yeas and nays being desired by one fifth of the Senators present,

hose who voted in the affirmative, are,

essrs. Allen, Archer, Bagby, Benton, Berrien, Calhoun, Cuthbert, Ful-
Graham, King, Linn, McRobers, Mangum, Preston, Rives, Sevier,
th, of Connecticut, Tappan, Walker, Wilcox, Williams, Woodbury,
ght, Young.

hose who voted in the negative, are,

essrs. Barrow, Bates, Bayard, Buchanan, Choate, Clayton, Conrad,
fts, Crittenden, Dayton, Evans, Huntington, Kerr, Merrick, Miller,

Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, White, Woodbridge.

So,

The amendment was disagreed to.

On the question to agree to a reported amendment, amended as follows:

Page 9, line 16, after "actually," insert "and permanently;" after "down," insert "for use;" and page 9, lines 17 and 18, strike out the words "prior to the 2d day of March, 1833," and insert "the construction of which has been already commenced, and which shall be necessary to complete the same within three years from the time of importation: *Provided*, That no iron shall be considered as railroad iron but such as is prepared to be laid permanently on railroads or inclined planes without further manufacture; and spikes, pins, and chains, shall not be considered railroad iron;"

It was determined in the negative, { Yeas, ... 14, Nays, ... 32.

On motion by Mr. Berrien,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bagby, Berrien, Calhoun, Cuthbert, Fulton, Graham, Mangum, Preston, Sevier, Tallmadge, Walker, Wright, Young.

Those who voted in the negative, are,

Messrs. Allen, Barrow, Bates, Bayard, Benton, Buchanan, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Kerr, Linn, Merrick, Miller, Morehead, Phelps, Porter, Rives, Simmons, Smith, of Connecticut, Smith, of Indiana, Sprague, Sturgeon, Tappan, White, Wilcox, Williams, Woodbridge.

On the question to agree to the following amendment:

Page 14, line 128, after the word "pound," strike out "on plates or sheets of which copper is the material of chief value, and on patent sheathing metal, composed in part of copper, two cents per pound;"

It was determined in the negative, { Yeas, ... 21, Nays, ... 25.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Berrien, Calhoun, Fulton, Graham, King, McRoberts, Preston, Rives, Sevier, Smith, of Connecticut, Tallmadge, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Sturgeon, White, Woodbridge.

So,

The amendment was disagreed to.

The residue of the amendments reported by the committee having been disagreed to,

A motion was made by Mr. Buchanan, to amend the bill by striking out the 27th section; and,

On motion by Mr. Buchanan,

The Senate adjourned.

MONDAY, AUGUST 1, 1842.

vans, from the Committee on Finance, to whom were referred the ents of the Senate to the bill (H. R. 75) making appropriations for ort of the army and of the military academy for the year 1842, d to and amended by the House of Representatives, reported

Senate proceeded to consider the said amendments; and,
ved, That they agree to the amendments of the House of Repre- s to the 9th amendment of the Senate, and insist on all their other ents to the said bill.
otion by Mr. Evans, that a conference be asked on the disagreeing the two Houses thereon;
On motion by Mr. Preston,
ed, That the further consideration thereof be postponed until to-

orter reported from the committee that they had presented to the it of the United States the following enrolled bills:
1. An act for the relief of John A. Rockwell;
5. An act to confirm the sale of a certain school section in the State is, and for other purposes;
5. An act for the benefit of the county of Holt, in the State of Mis-

9. An act to extend the provisions of an act entitled, "An act to processes in the courts of the United States," passed the 19th May,

1. An act to provide for the permanent employment in the Post Department of certain clerks heretofore for several years temporarily ed in that Department;
52. An act for the relief of Sylvester Phelps and the legal heirs or tatives of Charles Landon, deceased;
82. An act for the relief of John P. Converse and Henry J. Rees;
200. An act for the relief of Benjamin F. Hard;
223. An act for the relief of Edwin H. Childers, administrator of Hickman;
230. An act granting to the county of Johnson, in the Territory , the right of pre-emption to a tract of land for a seat of justice for unty, and repealing the second section of an act approved the 3d March, 1839, entitled, "An act making a donation of land to the ry of Iowa, for the purpose of erecting public buildings thereon;"
408. An act to authorize the Shenandoah Bridge Company at s Ferry to erect a bridge on the land of the United States at the Harper's Ferry;
409. An act to constitute the ports of Stonington, Mystic river, wcatuck river, a collection district;
504. An act to regulate arrests on mesne process in the District o bia.
eably to notice, Mr. Walker asked leave to bring in a bill "to re- om five to two years the term of residence required by law for the ization of foreigners;" and,
notion by Mr. Archer, that the motion for leave lie on the table,
s determined in the affirmative, { Yeas, ... 21, Nays, ... 18.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Clayton, Conrad, Crafts, Dayton, Evans, Graham, Huntington, Miller, Morehead, Phelps, Preston, Simmons, Smith, of Indiana, Sprague, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Benton, Buchanan, Cuthbert, Fulton, Kerr, King, Linn, McRoberts, Mangum, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Young.

Mr. Williams reported from the committee that they had examined and found duly enrolled the following bills:

S. 273. An act to regulate appeals and writs of error from the district court of the United States for the northern district of Alabama;

H. R. 76. An act making appropriations for the naval service for the year one thousand eight hundred and forty-two;

S. 277. An act explanatory of an act entitled, "An act for the relief of Clark Woodrooff," passed May 10, 1842.

Mr. Kerr, from the Committee on Patents and the Patent Office, to whom was referred the bill (S. 290) to extend the Patent Office to Seventh street, reported it with amendments; which were read.

Mr. Bayard, from the Committee on Naval Affairs, to whom was referred the petition of William B. McMurtree, reported a bill (S. 308) for his relief; which was read, and passed to the second reading.

The following bills from the House of Representatives were severally read the first and second times, by unanimous consent:

H. R. 43. An act for the relief of the legal representatives of William D. Cheever, deceased;

H. R. 163. An act for the relief of Samuel Patch;

H. R. 188. An act to restore certain invalid and other pensioners the amount of pensions by them relinquished;

H. R. 247. An act to confirm Marguerite Adelaide Muse in her claim to a certain tract of land in the State of Louisiana;

H. R. 560. An act authorizing the grant of two lots of ground in the city of St. Augustine to the corporation of said city for the purposes of a Catholic church.

Ordered, That the bills numbered 163 and 188 be referred to the Committee on Pensions; that the bill numbered 43 be referred to the Committee of Claims; that the bill numbered 247 be referred to the Committee on Private Land Claims; and that the bill numbered 560 be referred to the Committee on Public Lands.

The Senate resumed the consideration of the amendment of the House of Representatives to the bill (S. 257) to provide for the armed occupation and settlement of the unsettled part of the peninsula of East Florida.

On motion by Mr. Benton, that the Senate concur therein,

It was determined in the affirmative, { Yeas, ... 24, / Nays, ... 16.

On motion by Mr. White,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Barrow, Benton, Berrien, Buchanan, Calhoun, Conrad, Cuthbert, Fulton, Graham, King, Linn, McRoberts, Mangum, Preston,

Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Bates, Choate, Clayton, Crafts, Evans, Huntington, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

So, it was

Resolved, That the Senate concur in the said amendment.

Ordered, That the Secretary notify the House of Representatives accordingly.

A message from the President of the United States, by Mr. Tyler, his Secretary:

Mr. President: The President of the United States this day approved and signed the following acts:

An act for the relief of John A. Rockwell;

An act to confirm the sale of a certain school section in the State of Illinois, and for other purposes;

An act for the benefit of the county of Holt, in the State of Missouri;

An act to extend the provisions of an act entitled, "An act to regulate processes in the courts of the United States," passed the 19th May, 1828.

Ordered, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 539) legalizing and making appropriations for such necessary objects as have been usually included in the general appropriation bills without authority of law, and to fix and provide for certain incidental expenses of the Departments and offices of the Government, and for other purposes, in which they request the concurrence of the Senate.

The President of the United States approved and signed this day the following acts:

An act for the relief of John P. Converse and Henry J. Rees;

An act for the relief of Benjamin F. Hard;

An act for the relief of Sylvester Phelps, and the heirs or legal representatives of Charles Landon, deceased;

An act for the relief of Edwin H. Childers, administrator of John P. Hickman;

An act to regulate arrests on mesne process in the District of Columbia;

An act to authorize the Shenandoah Bridge Company at Harper's Ferry to erect a bridge on the land of the United States at the town of Harper's Ferry;

An act authorizing a patent to be issued to Bartholomew Pellerin, his heirs or legal representatives; and

An act granting to the county of Johnson, in the Territory of Iowa, the right of pre-emption to a tract of land for a seat of justice for said county, and repealing the second section of an act approved the third day of March, 1839, entitled, "An act making a donation of land to the Territory of Iowa, for the purpose of erecting public buildings thereon;"

And the 30th July an act to provide for the permanent employment in the Post Office Department of certain clerks heretofore employed in that Department.

The Senate resumed, as in Committee of the Whole, the consideration

the bill (H. R. 472) to provide revenue from imports, and to change and odify existing laws imposing duties on imports, and for other purposes; d,

After debate,

On motion by Mr. Sevier,

The Senate adjourned.

TUESDAY, August 2, 1842.

The President pro tempore laid before the Senate a report of the Secretary the Treasury, made in compliance with the resolution of the Senate, owing the places where the public money has been kept since the repeal the act of July 4, 1840, commonly called the Independent Treasury law e changes made in the public depositories since that time, and the regula ns and securities for the safe-keeping of the public money; which was ad.

On motion that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Kerr presented a petition of manufacturers and mechanics in the State New York, praying the passage of a law for the better security of the ghts of proprietors and inventors of new designs and patterns; which was ferred to the Committee on Patents and the Patent Office.

Mr. Simmons presented a memorial of importers of foreign straw goods, d others, of the city of New York, praying that the duty imposed by the venue bill now before the Senate on imported straw braids and plaits may reduced; which was ordered to lie on the table.

Mr. Choate presented a memorial of citizens of Linn, Massachusetts, pray- g that the drawback of duties allowed by law on spirits manufactured in e United States from foreign molasses and exported may be discontinued; hich was ordered to lie on the table.

On motion by Mr. Sturgeon,

Ordered, That Thomas S. Clark have leave to withdraw his petition d documents.

Mr. Bates, from the Committee on Pensions, to whom was referred the ll (H. R. 264) for the relief of Hannah Waldo, widow of the late Captain amuel Thompson, deceased, reported it without amendment, and also sub- itted an adverse report; which was ordered to be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the ll (H. R. 269) for the relief of Mary Rand, reported it without amendment.

Mr. Bates, from the Committee on Pensions, to whom was referred the ll (H. R. 287) granting a pension to Jeremiah Kimball, reported it without nendment, and also submitted a report on the subject; which was ordered be printed.

Mr. Kerr, from the Committee on Patents and the Patent Office, to whom as recommitted the resolution (S. 11) for the printing and distribution o continuation of the digest of patents, and for other purposes, reported it ith an amendment.

The Senate proceeded to consider the said resolution, as in Committee o e Whole; and, the reported amendment having been agreed to,

Ordered, That the further consideration of the resolution be postpone ntil to-morrow.

The bill (H. R. 539) legalizing and making appropriations for such n-

cessary objects as have been usually included in the general appropriation bills, without authority of law, and to fix and provide for certain incidental expenses of the departments and offices of the Government, and for other purposes, was read the first and second times, by unanimous consent, and referred to the Committee on Finance.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (H. R. 402) making an appropriation to supply a deficiency in the navy pension fund.

On motion by Mr. Choate, to amend the bill by inserting at the end of the second section the following: "*Provided, That all widows or children of all naval officers, seamen, or marines, now deceased, who, on the 16th of August*, 1841, *were entitled under the act of that date, and the act aforesaid of the 3d March*, 1837, *to receive pensions, and were actually on the pension-roll, shall continue to be entitled to receive the same, as well after as before the end of the present session of Congress, anything in this or any former act to the contrary notwithstanding;*"

It was determined in the negative, { Yeas, ... 12, Nays, ... 27.

On motion by Mr. Choate,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bates, Choate, Clayton, Evans, Huntington, Kerr, Miller, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Archer, Bagby, Benton, Buchanan, Calhoun, Conrad, Crafts, Crittenden, Cuthbert, Dayton, Fulton, Graham, King, Linn, McRoberts, Preston, Rives, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Wilcox, Williams, Woodbury, Wright, Young.

So the amendment was disagreed to.

The bill having been amended, on the motion of Mr. Williams, was reported to the Senate, and the amendment was concurred in.

On motion by Mr. Evans,

Ordered, That the further consideration of the bill be postponed until tomorrow.

The Senate resumed the consideration of the motion that the Senate ask a conference on the disagreeing votes of the two Houses on the bill (H. R. 75) making appropriations for the support of the army and of the military academy for the year 1842; and the motion was agreed to.

On motion by Mr. Evans,

Ordered, That the committee of conference consist of three members, to be appointed by the President pro tempore; and,

Mr. Evans, Mr. Benton, and Mr. Preston, were appointed the committee on the part of the Senate.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Porter reported from the committee that they had examined and found duly enrolled the bill (S. 257) to provide for the armed occupation of the Territory of Florida.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 566) regulating the services of the several judges in the Territory of Iowa; also a bill (H. R. 565) entitled, "An act in relation to the district court for

hern district of New York; in which they request the concurrence of ate.

Speaker of the House of Representatives having signed four enrolled am directed to bring them to the Senate for the signature of their nt.

President pro tempore signed the four enrolled bills last reported to een examined, and they were delivered to the committee to be pre- o the President of the United States.

Senate resumed, as in Committee of the Whole, the bill (H. R. 472) de revenue from imports, and to change and modify existing laws im- duties on imports, and for other purposes.

notion by Mr. Buchanan, to amend the bill by striking out the fol- section: "SEC. 27. *And be it further enacted*, That the proviso to h section of the act entitled, 'An act to appropriate the proceeds of of the public lands, and to grant pre-emption rights,' approved Sep- 4, 1841, be, and the same is hereby, repealed;"

s determined in the negative, { Yeas, ... 22, Nays, ... 26.

On motion by Mr. Buchanan,

yeas and nays being desired by one fifth of the Senators present,

e who voted in the affirmative, are,

rs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, Linn, McRoberts, Preston, Rives, Sevier, Smith, of Connecticut, n, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

e who voted in the negative, are,

rs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, len, Dayton, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, dge, White, Woodbridge.

On motion by Mr. Tappan,

mend the bill by inserting the following section:

c. . *And be it further enacted, That whenever the President of ited States shall receive satisfactory evidence that the grain, flour, ted provisions exported from the United States in vessels owned by s of the United States are admitted free of duty into the several ports European state or kingdom, he shall make proclamation thereof to ple of the United States, and thereupon, after the expiration of three from the date of such proclamation, the duties imposed by this act ll articles the growth or manufacture of such state or kingdom so ing such grain, flour, and salted provisions free of duty, so far as ie exceed twenty per cent. ad valorem, shall be thenceforth charge- th a duty of twenty per cent. ad valorem, and no more;"*

otion was made by Mr. Merrick to amend the proposed amendment, rting in line 3, after the word "provisions," "*and unmanufactured* ," and by inserting in the 11th line, after "provisions," "*and un- ictured tobacco;*"

as determined in the affirmative, { Yeas, ... 27, Nays, ... 13.

On motion by Mr. Merrick,

yeas and nays being desired by one fifth of the Senators present,

e who voted in the affirmative, are,

rs. Archer, Bayard, Benton, Choate, Conrad, Cuthbert, Dayton,

Evans, Graham, Huntington, Kerr, King, Linn, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Sevier, Simmons, Smith, of Indiana, Sprague, Tallmadge, Young.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Bates, Calhoun, Clayton, Crafts, Fulton, McRoberts, Smith, of Connecticut, Sturgeon, Tappan, Walker, White.

So the amendment to the proposed amendment was agreed to.

On motion by Mr. Merrick,

To amend the proposed amendment, by striking out in the fifth line the words "free of duty into," and inserting "*at a rate of duty not exceeding twenty per centum ad valorem;*"

It was determined in the negative, { Yeas, ... 16, Nays, ... 22.

On motion by Mr. Sevier,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bagby, Bayard, Calhoun, Cuthbert, Fulton, Kerr, King, Mangum, Merrick, Rives, Sevier, Smith, of Connecticut, Sprague, Walker, White, Young.

Those who voted in the negative, are,

Messers. Allen, Archer, Barrow, Bates, Benton, Choate, Clayton, Conrad, Crafts, Dayton, Evans, Graham, Huntington, Linn, McRoberts, Miller, Morehead, Phelps, Porter, Smith, of Indiana, Tallmadge, Tappan.

The question recurring on agreeing to the proposed amendment as amended,

It was determined in the negative, { Yeas, ... 16, Nays, ... 26,

On motion by Mr. Huntington,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Calhoun, Cuthbert, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, White.

So the amendment was disagreed to.

A further amendment being proposed by Mr. Benton,

On motion by Mr. Crittenden,

The Senate adjourned.

WEDNESDAY, August 3, 1842.

The President pro tempore laid before the Senate a report of the Secretary of the Treasury, made in compliance with a resolution of the Senate, showing the amount appropriated each year since 1835 to satisfy private claims; which was read.

On motion by Mr. Linn, that it be printed,

Ordered, That it be referred to the Committee on Printing.

220) in addition to an act to promote the progress of the use-
sidered as in Committee of the Whole, and
by Mr. Huntington,
further consideration thereof be postponed until to-

om the committee that they this day presented to
tates the following enrolled bills:
opropriations for the naval service for the

rmed occupation and settlement of the
Florida;
vrits of error from the district court
ict of Alabama;
act entitled, "An act for the relief of
, 1842.
ommittee of the Whole, the consideration of
ue revenue from imports, and to change and
sing a duty on imports, and for other purposes.
enton, to amend the bill, by striking out "seven,"
and inserting "*five*;"

ined in the negative, { Yeas, ... 15,
{ Nays, ... 26.

motion by Mr. Benton,
yeas and nays being desired by one fifth of the Senators present,
e who voted in the affirmative, are,
s. Allen, Benton, Buchanan, King, Linn, McRoberts, Preston, Smith,
ecticut, Sturgeon, Tappan, Wilcox, Williams, Woodbury, Wright,

e who voted in the negative, are,
rs. Bagby, Barrow, Bates, Bayard, Calhoun, Choate, Clayton, Conrad,
Dayton, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller,
ad, Phelps, Porter, Simmons, Sprague, Tallmadge, Walker, White,
ridge.
On motion by Mr. Preston,
mend the bill, section 1, line 10, by striking out "five," and inserting
y;"

is determined in the negative, { Yeas, ... 17,
{ Nays, ... 25.

On motion by Mr. Sevier,
yeas and nays being desired by one fifth of the Senators present,
e who voted in the affirmative, are,
rs. Allen, Benton, Fulton, King, Linn, McRoberts, Phelps, Preston,
Smith, of Connecticut, Sturgeon, Tappan, Wilcox, Williams,
ury, Wright, Young.
e who voted in the negative, are,
rs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts,
len, Dayton, Evans, Graham, Huntington, Kerr, Mangum, Merrick,
Morehead, Porter, Simmons, Smith, of Indiana, Sprague, Tall-
White, Woodbridge.
notion of Mr. Wright, to amend the bill by striking out, section 2,
the following:
vided, That all manufactures of cotton, or of which cotton shall be

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Clayton, Conrad, Crafts, Dayton, Evans, Graham, Huntington, Miller, Morehead, Phelps, Preston, Simmons, Smith, of Indiana, Sprague, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Benton, Buchanan, Cuthbert, Fulton, Kerr, King, Linn, McRoberts, Mangum, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Young.

Mr. Williams reported from the committee that they had examined and found duly enrolled the following bills:

S. 273. An act to regulate appeals and writs of error from the district court of the United States for the northern district of Alabama;

H. R. 76. An act making appropriations for the naval service for the year one thousand eight hundred and forty-two;

S. 277. An act explanatory of an act entitled, "An act for the relief of Clark Woodrooff," passed May 10, 1842.

Mr. Kerr, from the Committee on Patents and the Patent Office, to whom was referred the bill (S. 290) to extend the Patent Office to Seventh street, reported it with amendments; which were read.

Mr. Bayard, from the Committee on Naval Affairs, to whom was referred the petition of William B. McMurtree, reported a bill (S. 308) for his relief; which was read, and passed to the second reading.

The following bills from the House of Representatives were severally read the first and second times, by unanimous consent:

H. R. 43. An act for the relief of the legal representatives of William D. Cheever, deceased;

H. R. 163. An act for the relief of Samuel Patch;

H. R. 188. An act to restore certain invalid and other pensioners the amount of pensions by them relinquished;

H. R. 247. An act to confirm Marguerite Adelaide Muse in her claim to a certain tract of land in the State of Louisiana;

H. R. 560. An act authorizing the grant of two lots of ground in the city of St. Augustine to the corporation of said city for the purposes of a Catholic church.

Ordered, That the bills numbered 163 and 188 be referred to the Committee on Pensions; that the bill numbered 43 be referred to the Committee of Claims; that the bill numbered 247 be referred to the Committee on Private Land Claims; and that the bill numbered 560 be referred to the Committee on Public Lands.

The Senate resumed the consideration of the amendment of the House of Representatives to the bill (S. 257) to provide for the armed occupation and settlement of the unsettled part of the peninsula of East Florida.

On motion by Mr. Benton, that the Senate concur therein,

It was determined in the affirmative, { Yeas, ... 24, / Nays, ... 16.

On motion by Mr. White,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Barrow, Benton, Berrien, Buchanan, Calhoun, Conrad, Cuthbert, Fulton, Graham, King, Linn, McRoberts, Mangum, Preston,

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Buchanan, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Kerr, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On motion by Mr. Woodbury, to amend the bill, section 15, line 10, by striking out "two and a half," and inserting "*one* ;"

It was determined in the negative, { Yeas, ... 15, Nays, ... 24.

On motion by Mr. Woodbury,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bagby, Benton, Buchanan, Calhoun, Fulton, Linn, McRoberts, Rives, Sevier, Tappan, Walker, Wilcox, Williams, Woodbury, Wright.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Kerr, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On motion by Mr. McRoberts,

To amend the bill by inserting in the 9th section, at the end of the third line, "tea and coffee,"

A division of the question was called for by Mr. Benton ; and

The question being put on inserting "tea ;"

It was determined in the negative, { Yeas, ... 20, Nays, ... 27.

On motion by Mr. McRoberts,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On the question to insert "coffee ;"

It was determined in the negative, { Yeas, ... 20, Nays, ... 27.

On motion by Mr. McRoberts,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

So,

The amendment was disagreed to.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Clayton, Conrad, Crafts, Dayton, Evans, Graham, Huntington, Miller, Morehead, Phelps, Preston, Simmons, Smith, of Indiana, Sprague, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Benton, Buchanan, Cuthbert, Fulton, Kerr, King, Linn, McRoberts, Mangum, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Young.

Mr. Williams reported from the committee that they had examined and found duly enrolled the following bills:

S. 273. An act to regulate appeals and writs of error from the district court of the United States for the northern district of Alabama;

H. R. 76. An act making appropriations for the naval service for the year one thousand eight hundred and forty-two;

S. 277. An act explanatory of an act entitled, "An act for the relief of Clark Woodrooff," passed May 10, 1842.

Mr. Kerr, from the Committee on Patents and the Patent Office, to whom was referred the bill (S. 290) to extend the Patent Office to Seventh street, reported it with amendments; which were read.

Mr. Bayard, from the Committee on Naval Affairs, to whom was referred the petition of William B. McMurtree, reported a bill (S. 308) for his relief; which was read, and passed to the second reading.

The following bills from the House of Representatives were severally read the first and second times, by unanimous consent:

H. R. 43. An act for the relief of the legal representatives of William D. Cheever, deceased;

H. R. 163. An act for the relief of Samuel Patch;

H. R. 188. An act to restore certain invalid and other pensioners the amount of pensions by them relinquished;

H. R. 247. An act to confirm Marguerite Adelaide Muse in her claim to a certain tract of land in the State of Louisiana;

H. R. 560. An act authorizing the grant of two lots of ground in the city of St. Augustine to the corporation of said city for the purposes of a Catholic church.

Ordered, That the bills numbered 163 and 188 be referred to the Committee on Pensions; that the bill numbered 43 be referred to the Committee of Claims; that the bill numbered 247 be referred to the Committee on Private Land Claims; and that the bill numbered 560 be referred to the Committee on Public Lands.

The Senate resumed the consideration of the amendment of the House of Representatives to the bill (S. 257) to provide for the armed occupation and settlement of the unsettled part of the peninsula of East Florida.

On motion by Mr. Benton, that the Senate concur therein,

It was determined in the affirmative, { Yeas, ... 24, / Nays, ... 16.

On motion by Mr. White,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Barrow, Benton, Berrien, Buchanan, Calhoun, Conrad, Cuthbert, Fulton, Graham, King, Linn, McRoberts, Mangum, Preston,

Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Bates, Choate, Clayton, Crafts, Evans, Huntington, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

So, it was

Resolved, That the Senate concur in the said amendment.

Ordered, That the Secretary notify the House of Representatives accordingly.

A message from the President of the United States, by Mr. Tyler, his Secretary:

Mr. President: The President of the United States this day approved and signed the following acts:

An act for the relief of John A. Rockwell;

An act to confirm the sale of a certain school section in the State of Illinois, and for other purposes;

An act for the benefit of the county of Holt, in the State of Missouri;

An act to extend the provisions of an act entitled, "An act to regulate processes in the courts of the United States," passed the 19th May, 1828.

Ordered, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 539) legalizing and making appropriations for such necessary objects as have been usually included in the general appropriation bills without authority of law, and to fix and provide for certain incidental expenses of the Departments and offices of the Government, and for other purposes, in which they request the concurrence of the Senate.

The President of the United States approved and signed this day the following acts:

An act for the relief of John P. Converse and Henry J. Rees;

An act for the relief of Benjamin F. Hard;

An act for the relief of Sylvester Phelps, and the heirs or legal representatives of Charles Landon, deceased;

An act for the relief of Edwin H. Childers, administrator of John P. Hickman;

An act to regulate arrests on mesne process in the District of Columbia;

An act to authorize the Shenandoah Bridge Company at Harper's Ferry to erect a bridge on the land of the United States at the town of Harper's Ferry;

An act authorizing a patent to be issued to Bartholomew Pellerin, his heirs or legal representatives; and

An act granting to the county of Johnson, in the Territory of Iowa, the right of pre-emption to a tract of land for a seat of justice for said county, and repealing the second section of an act approved the third day of March, 1839, entitled, "An act making a donation of land to the Territory of Iowa, for the purpose of erecting public buildings thereon;"

And the 30th July an act to provide for the permanent employment in the Post Office Department of certain clerks heretofore employed in that Department.

The Senate resumed, as in Committee of the Whole, the consideration

permanent use, may be remitted; which was read and passed to the second reading.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 254) for the relief of John Keith, reported it without amendment, and submitted an adverse report on the subject; which was ordered to be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 259) for the relief of Samuel Hutchinson, reported it without amendment, and submitted an adverse report on the subject; which was ordered to be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 281) for the relief of John E. Wright, reported it without amendment, and submitted an adverse report on the subject; which was ordered to be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the petition of Mary Nelson, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition ought not to be granted.

Ordered, That the report be printed.

Mr. Graham, from the Committee of Claims, to whom was referred the petition of the administrator of R. C. Ragland, submitted a report, accompanied by a resolution,

"That the prayer of the petitioner ought not to be granted."

Ordered, That the report be printed.

On motion by Mr. Graham,

Ordered, That the Committee of Claims be discharged from the further consideration of the memorial of the watchmen of the Executive Departments.

The Senate proceeded to consider the resolution reported by the Committee of Claims, on the claim of the administrator of Walker and Phillips; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims, on the petition of the heirs of Richard K. Meade; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The Senate proceeded to consider the resolution reported by the Committee on Naval Affairs, on the petition of Rebecca Bright; and, in concurrence therewith,

Resolved, That the prayer of the petitioner be not granted.

The Senate proceeded to consider the report of the Committee on Revolutionary Claims, on the petition of Robert Dickerson; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The Senate proceeded to consider the report of the Committee on Revolutionary Claims, on the petition of John Markle; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The Senate proceeded to consider the report of the Committee of Claims, on the claim of Hiram H. Lewis and William T. Lewis; and

On motion by Mr. Smith, of Indiana,

Ordered, That it lie on the table.

cessary objects as have been usually included in the general appropriation bills, without authority of law, and to fix and provide for certain incidental expenses of the departments and offices of the Government, and for other purposes, was read the first and second times, by unanimous consent, and referred to the Committee on Finance.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (H. R. 402) making an appropriation to supply a deficiency in the navy pension fund.

On motion by Mr. Choate, to amend the bill by inserting at the end of the second section the following: "*Provided, That all widows or children of all naval officers, seamen, or marines, now deceased, who, on the 16th of August*, 1841, *were entitled under the act of that date, and the act aforesaid of the 3d March*, 1837, *to receive pensions, and were actually on the pension-roll, shall continue to be entitled to receive the same, as well after as before the end of the present session of Congress, anything in this or any former act to the contrary notwithstanding;*"

It was determined in the negative, { Yeas, ... 12, Nays, ... 27.

On motion by Mr. Choate,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bates, Choate, Clayton, Evans, Huntington, Kerr, Miller, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Archer, Bagby, Benton, Buchanan, Calhoun, Conrad, Crafts, Crittenden, Cuthbert, Dayton, Fulton, Graham, King, Linn, McRoberts, Preston, Rives, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Wilcox, Williams, Woodbury, Wright, Young.

So the amendment was disagreed to.

The bill having been amended, on the motion of Mr. Williams, was reported to the Senate, and the amendment was concurred in.

On motion by Mr. Evans,

Ordered, That the further consideration of the bill be postponed until tomorrow.

The Senate resumed the consideration of the motion that the Senate ask a conference on the disagreeing votes of the two Houses on the bill (H. R. 75) making appropriations for the support of the army and of the military academy for the year 1842; and the motion was agreed to.

On motion by Mr. Evans,

Ordered, That the committee of conference consist of three members, to be appointed by the President pro tempore; and,

Mr. Evans, Mr. Benton, and Mr. Preston, were appointed the committee on the part of the Senate.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Porter reported from the committee that they had examined and found duly enrolled the bill (S. 257) to provide for the armed occupation of the Territory of Florida.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 566) regulating the services of the several judges in the Territory of Iowa; also a bill (H. R. 565) entitled, "An act in relation to the district court for

he northern district of New York; in which they request the concurrence of he Senate.

The Speaker of the House of Representatives having signed four enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The President pro tempore signed the four enrolled bills last reported to have been examined, and they were delivered to the committee to be presented to the President of the United States.

The Senate resumed, as in Committee of the Whole, the bill (H. R. 472) to provide revenue from imports, and to change and modify existing laws imposing duties on imports, and for other purposes.

On motion by Mr. Buchanan, to amend the bill by striking out the following section: "SEC. 27. *And be it further enacted*, That the proviso to the sixth section of the act entitled, 'An act to appropriate the proceeds of the sale of the public lands, and to grant pre-emption rights,' approved September 4, 1841, be, and the same is hereby, repealed;"

It was determined in the negative, { Yeas, ... 22, Nays, ... 26.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, McRoberts, Preston, Rives, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On motion by Mr. Tappan,

To amend the bill by inserting the following section:

"SEC. . *And be it further enacted, That whenever the President of the United States shall receive satisfactory evidence that the grain, flour, and salted provisions exported from the United States in vessels owned by citizens of the United States are admitted free of duty into the several ports of any European state or kingdom, he shall make proclamation thereof to the people of the United States, and thereupon, after the expiration of three months from the date of such proclamation, the duties imposed by this act upon all articles the growth or manufacture of such state or kingdom so admitting such grain, flour, and salted provisions free of duty, so far as the same exceed twenty per cent. ad valorem, shall be thenceforth chargeable with a duty of twenty per cent. ad valorem, and no more;*"

A motion was made by Mr. Merrick to amend the proposed amendment, by inserting in line 3, after the word "provisions," "*and unmanufactured tobacco*," and by inserting in the 11th line, after "provisions," "*and unmanufactured tobacco*;"

It was determined in the affirmative, { Yeas, ... 27, Nays, ... 13.

On motion by Mr. Merrick,

The yeas and nays being desired by one fifth of the Senators present,

These who voted in the affirmative, are,

Messrs. Archer, Bayard, Benton, Choate, Conrad, Cuthbert, Dayton,

Evans, Graham, Huntington, Kerr, King, Linn, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Sevier, Simmons, Smith, of Indiana, Sprague, Tallmadge, Young.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Bates, Calhoun, Clayton, Crafts, Fulton, McRoberts, Smith, of Connecticut, Sturgeon, Tappan, Walker, White.

So the amendment to the proposed amendment was agreed to.

On motion by Mr. Merrick,

To amend the proposed amendment, by striking out in the fifth line the words "free of duty into," and inserting "*at a rate of duty not exceeding twenty per centum ad valorem;*"

It was determined in the negative, { Yeas, ... 16, Nays, ... 22.

On motion by Mr. Sevier,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bagby, Bayard, Calhoun, Cuthbert, Fulton, Kerr, King, Mangum, Merrick, Rives, Sevier, Smith, of Connecticut, Sprague, Walker, White, Young.

Those who voted in the negative, are,

Messers. Allen, Archer, Barrow, Bates, Benton, Choate, Clayton, Conrad, Crafts, Dayton, Evans, Graham, Huntington, Linn, McRoberts, Miller, Morehead, Phelps, Porter, Smith, of Indiana, Tallmadge, Tappan.

The question recurring on agreeing to the proposed amendment as amended,

It was determined in the negative, { Yeas, ... 16, Nays, ... 26,

On motion by Mr. Huntington,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Calhoun, Cuthbert, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, White.

So the amendment was disagreed to.

A further amendment being proposed by Mr. Benton,

On motion by Mr. Crittenden,

The Senate adjourned.

WEDNESDAY, August 3, 1842.

The President pro tempore laid before the Senate a report of the Secretary of the Treasury, made in compliance with a resolution of the Senate, showing the amount appropriated each year since 1835 to satisfy private claims; which was read.

On motion by Mr. Linn, that it be printed,

Ordered, That it be referred to the Committee on Printing.

Mr. Bagby presented the petition of Robert Carr Lane, attorney in fact for John Hanes, late marshal of Alabama, praying compensation for the maintenance of a number of captured Africans; which was referred to the Committee on the Judiciary.

Mr. Merrick, from the Committee on the Post Office and Post Roads, to whom was referred the resolution (S. 12) to authorize an extension of a contract for carrying the mail, reported it without amendment.

Mr. Crafts, from the Committee on Printing, reported in favor of printing the report of the Secretary of the Treasury of the 2d instant, in relation to the depositories of the public moneys; and,

Ordered, That the report be printed.

Mr. Evans, from the Committee on Finance, to whom was referred the memorial of James H. Caldwell, reported a bill (S. 309) for the relief of the sureties of the New Orleans and Nashville Railroad Company; which was read, and passed to the second reading.

Mr. Evans, from the Committee on Finance, to whom was referred a resolution (S. 13) for the benefit of Gordon S. Boyd, reported it with an amendment; which was read.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the bill (H. R. 120) for the relief of the legal representatives of William T. Smith, reported it without amendment.

Mr. Merrick, from the Committee on the Post Office and Post Roads, to whom was referred the amendment of the Senate to the bill (H. R. 111) for the relief of Joseph F. Caldwell, reported thereon.

The Senate proceeded to consider the said bill, together with their amendment; and,

Resolved, That they insist on their amendment.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill (H. R. 565) in relation to the district court for the northern district of New York, and the bill (H. R. 566) regulating the services of the several judges in the Territory of Iowa, were, severally, read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

The Senate resumed, as in Committee of the Whole, the resolution (S. 11) for the printing and distribution of a continuation of the Digest of Patents, and for other purposes; and,

On motion by Mr. Kerr,

Ordered, That it lie on the table.

A message from the House of Representatives, by Mr. Clarke, their Clerk;

Mr. President: The House of Representatives insist on their disagreement to the amendments of the Senate to the bill (H. R. 75) making appropriation for the support of the army and of the military academy for the year 1842, agree to the conference asked by the Senate, and have appointed managers at the same, on their part.

They have passed the bill from the Senate (S. 193) to annex a part of the town of Tiverton, in the State of Rhode Island, to the collection district of Fall river, in the State of Massachusetts.

Mr. Sevier, from the Committee on Indian Affairs, to whom was referred the petition of Joseph Bryan and company, reported a bill (S. 310) for the relief of Joseph Bryan, Harrison Young, and Benjamin Young; which was read and passed to the second reading.

The bill (S. 220) in addition to an act to promote the progress of the useful arts, was considered as in Committee of the Whole, and

On motion by Mr. Huntington,

Ordered, That the further consideration thereof be postponed until to-morrow.

Mr. Williams reported from the committee that they this day presented to the President of the United States the following enrolled bills:

H. R. 76. An act making appropriations for the naval service for the year 1842;

S. 257. An act to provide for the armed occupation and settlement of the unsettled part of the peninsula of East Florida;

S. 273. An act to regulate appeals and writs of error from the district court of the United States for the northern district of Alabama;

S. 277. An act explanatory of an act entitled, "An act for the relief of Clark Woodrooff," passed May 10, 1842.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (H. R. 472) to provide revenue from imports, and to change and modify existing laws imposing a duty on imports, and for other purposes.

On motion by Mr. Benton, to amend the bill, by striking out "seven," in section 1, line 9, and inserting "*five*;"

It was determined in the negative, { Yeas, ... 15, Nays, ... 26.

On motion by Mr. Benton,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Benton, Buchanan, King, Linn, McRoberts, Preston, Smith, of Connecticut, Sturgeon, Tappan, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Bagby, Barrow, Bates, Bayard, Calhoun, Choate, Clayton, Conrad, Crafts, Dayton, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Sprague, Tallmadge, Walker, White, Woodbridge.

On motion by Mr. Preston,

To amend the bill, section 1, line 10, by striking out "five," and inserting "*twenty*;"

It was determined in the negative, { Yeas, ... 17, Nays, ... 25.

On motion by Mr. Sevier,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Benton, Fulton, King, Linn, McRoberts, Phelps, Preston, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Porter, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On motion of Mr. Wright, to amend the bill by striking out, section 2, line 11, the following:

"*Provided*, That all manufactures of cotton, or of which cotton shall be

mponent part, not dyed, colored, printed, or stained, not exceeding in
ie twenty cents per square yard, shall be valued at twenty cents per
are yard; and if dyed, colored, printed, or stained, in whole or in part,
exceeding in value thirty cents the square yard, shall be valued at
ty cents per square yard, excepting velvets, cords, moleskins, fustians,
alo cloths, or goods manufactured by napping or raising, cutting, or
aring, not exceeding in value thirty-five cents the square yard, which
l be valued at thirty-five cents per square yard, and duty be paid there-
accordingly;"

division of the question was called for by Mr. Graham: and,

The question being put on striking out the following clause:

Provided, That all manufactures of cotton, or of which cotton shall
a component part, not dyed, colored, printed, or stained, not exceeding
alue twenty cents per square yard, shall be valued at twenty cents per
are yard;"

t was determined in the negative, { Yeas, ... 15, Nays, ... 25.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Calhoun, Fulton, King, McRoberts,
ston, Rives, Sevier, Walker, Wilcox, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts,
tenden, Dayton, Evans, Graham, Huntington, Kerr, Merrick, Miller,
rehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Tall-
lge, White, Woodbridge.

On the question to strike out the residue of the proviso,

t was determined in the negative, { Yeas, ... 17, Nays, ... 24.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Calhoun, Fulton, Graham, King, Linn,
Roberts, Preston, Rives, Sevier, Walker, Wilcox, Woodbury, Wright,
ing.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts,
tenden, Dayton, Evans, Huntington, Kerr, Merrick, Miller, Morehead,
lps, Porter, Simmons, Smith, of Indiana, Sprague, Tallmadge, White,
odbridge,

So,

The amendment was disagreed to.

On motion by Mr. Woodbury, to amend the bill, section 12, line 10, by
king out "sixty days," and inserting "*six months*;"

t was determined in the negative, { Yeas, ... 11, Nays, ... 25.

On motion by Mr. Woodbury,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bagby, Benton, Calhoun, Linn, McRoberts, Rives, Tappan,
ker, Wilcox, Woodbury, Wright.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Buchanan, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Kerr, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On motion by Mr. Woodbury, to amend the bill, section 15, line 10, by striking out "two and a half," and inserting "*one* ;"

It was determined in the negative, { Yeas, ... 15, Nays, ... 24.

On motion by Mr. Woodbury,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bagby, Benton, Buchanan, Calhoun, Fulton, Linn, McRoberts, Rives, Sevier, Tappan, Walker, Wilcox, Williams, Woodbury, Wright.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Kerr, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On motion by Mr. McRoberts,

To amend the bill by inserting in the 9th section, at the end of the third line, "tea and coffee,"

A division of the question was called for by Mr. Benton ; and

The question being put on inserting "tea;"

It was determined in the negative, { Yeas, ... 20, Nays, ... 27.

On motion by Mr. McRoberts,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On the question to insert "coffee;"

It was determined in the negative, { Yeas, ... 20, Nays, ... 27.

On motion by Mr. McRoberts,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

So,

The amendment was disagreed to.

On motion by Mr. Benton,

To amend the bill by striking out, section 4, line 101, the following: "On solid-headed pins, and all other package pins, not exceeding five thousand to the pack of twelve papers, forty cents per pack, and in the same proportion for a greater or less quantity; on pound pins, twenty cents per pound; on sewing, tambouring, darning, netting, and knitting, and all other kinds of needles, a duty of twenty per centum ad valorem;"

It was determined in the negative, { Yeas, ... 19, Nays, ... 25.

On motion by Mr. Benton,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

So,

The amendment was disagreed to.

On motion by Mr. Wright,

To amend the bill, section 3, lines 3 and 4, by striking out "except bolting cloths, two dollars and fifty cents per pound of sixteen ounces," and inserting "*twenty per centum ad valorem;*"

It was determined in the negative, { Yeas, ... 19, Nays, ... 25.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, White.

So,

The amendment was disagreed to.

On motion by Mr. Rives,

To amend the bill, section 8, line 138, by striking out "twelve," and inserting "*six;*"

It was determined in the negative, { Yeas, ... 14, Nays, ... 26.

On motion by Mr. Sevier,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Benton, Calhoun, Fulton, King, Linn, McRoberts, Preston, Rives, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Wilcox, Wright

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Buchanan, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Tallmadge, White.

So,

The amendment was disagreed to.

On motion by Mr. Wright,

To amend the bill, sec. 5, line 6, by striking out after the word "glass" the following: "when the cutting on the article does not exceed one third the height or length thereof, a duty of twenty-five cents per pound; when the cutting exceeds one third the height or length, but does not exceed one half the same, a duty of thirty-five cents per pound; when the cutting extends to or exceeds one half the height or length thereof, a duty of forty-five cents per pound; on cut-glass chandeliers, candlesticks, lustres, lenses, lamps, prisms, and parts of the same, and on all drops, icicles, spangles, and ornaments, used for mountings, a duty of forty-five cents per pound; on articles of plain, moulded, or pressed glass, weighing over eight ounces, a duty of ten cents per pound; on articles of plain, moulded, or pressed glass, weighing eight ounces or under, except tumblers, a duty of twelve cents per pound; on plain, moulded, or pressed tumblers, ten cents per pound; on all plain, moulded, or pressed glass, when stoppered, or the bottoms ground, or puntied, an additional duty of four cents per pound," and in lieu thereof inserting, "*and on all articles of plain, moulded, or pressed glass, thirty-three per centum ad valorem;*"

It was determined in the negative, { Yeas, ... 20, / Nays, ... 27.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs, Allen, Bagby, Benton, Calhoun, Cuthbert, Fulton, King, Linn, McRoberts, Preston, Rives, Sevier, Smith, of Connecticut, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, White, Woodbridge.

So,

The amendment was disagreed to.

On motion by Mr. Benton,

The Senate adjourned.

THURSDAY, August 4, 1842.

Mr. Crafts, from the Committee on Printing, reported in favor of printing the report of the Secretary of the Treasury, showing the amount annually appropriated to satisfy private claims since the year 1835; and

Ordered, That the report be printed.

Mr. Evans, from the Committee on Finance, to whom was referred the memorial of the Board of Internal Improvements of the State of Michigan, reported a bill (S. 311) to extend the time within which the duties on certain railroad iron, imported by the State of Michigan, being laid down for

The Senate proceeded to consider, as in Committee of the Whole, the consideration of the bill (H. R. 470) to suppress the vending of lottery tickets in the District of Columbia, together with the amendment reported thereto; and, having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That the amendment be engrossed, and the bill read a third time.

The resolution (S. 16) to authorize the Postmaster General to settle the accounts of Patton Pilcher and company, was read the second time, and considered, as in Committee of the Whole; and, having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That it be engrossed, and read a third time.

The said resolution having been reported by the committee correctly engrossed, was read a third time.

Resolved, That it pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 280) to reorganize the Navy Department of the United States, together with the amendments reported thereto; and, having been amended, it was reported to the Senate, and the amendments were concurred in.

Ordered, That it be engrossed, and read a third time.

The said bill having been reported by the committee correctly engrossed, was read a third time.

Resolved, That it pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The bill (S. 292) for repaving and repairing a portion of Pennsylvania Avenue was read the second time, and considered, as in Committee of the Whole; and, having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That it be engrossed, and read a third time.

The said bill having been reported by the committee correctly engrossed, was read a third time.

Resolved, That it pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the following bills and resolution:

H. R. 218. An act for the relief of John Johnston;

H. R. 297. An act for the relief of Benjamin C. Roberts;

H. R. 301. An act for the relief of Eli Wheat and Stephen White;

H. R. 315. An act for the relief of James Seaburn;

H. R. 316. An act for the relief of John B. Pierce;

H. R. 330. An act for the relief of Henry Gee;

H. R. 332. An act for the relief of George H. Walker;

H. R. 14. Resolution to authorize the commission appointed to prepare rules and regulations for the naval service to appoint a clerk; and, no amendment being made, they were reported to the Senate.

Ordered, That they pass to a third reading.

The said bills were severally read a third time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Porter reported from the committee, that they had this day presented to the President of the United States the three enrolled bills (S. 193, H. R. 225 and 472) this day reported to have been examined.

Mr. Evans, from the Committee of Conference, appointed on the part of the Senate, on the disagreeing votes of the two Houses on the bill (H. R. 75) making appropriations for the support of the army and of the military academy for the year 1842, reported:

"That they have met the committee appointed on the part of the House, and, after full and free conference upon the subject of said disagreeing votes, the said committees have agreed to recommend to their respective Houses, as follows:

"1. That the House recede from its disagreement to the 1st, 2d, 3d, 4th, 5th, 8th, 11th, and 13th amendments of the Senate to said bill, and agree to said amendments.

"2. That the Senate recede from its 7th and 10th amendments to said bill.

"3. That the House recede from its disagreement to the 6th amendment of the Senate to said bill, and agree to said amendment, amended by striking out 'sixty' and inserting 'ten;' and that the Senate agree to said amendment.

"4. That the House recede from its disagreement to the 14th amendment of the Senate, and agree to said amendment, amended by adding thereto:

"And for the preservation and repairs of public works heretofore constructed for the improvement of harbors, twenty thousand dollars."

The Senate proceed to consider the said report; and,

Resolved, That they concur therein; and that the bill be amended accordingly.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Evans, from the Committee of Conference, appointed on the part of the Senate on the disagreeing votes of the two Houses on the bill (S. 283) respecting the organization of the army, and for other purposes, reported:

"That they have met a committee appointed on the part of the House, and, after full and free conference upon the subject of said disagreeing votes, the said committees have agreed to recommend, and do recommend, to their respective Houses, as follows, to wit:

"1. That the House recede from its first amendment to the first section of said bill, and agree to said first section amended by inserting, after the word 'privates' in the 8th line, 'and the second regiment of dragoons now in service shall be converted, after the 4th day of March next, into a regiment of riflemen;' and that the Senate agree to amend said first section accordingly.

"2. That the Senate recede from its disagreement to the second amendment of the House to said first section, in the 11th and 15th lines, and agree to said amendments.

"3. That the Senate recede from its disagreement to the 3d amendment of the House, adding a proviso to the end of the first section, and agree to said amendment.

"4. That the House recede from its amendment to the second section of

The Senate proceeded to consider, as in Committee of the Whole, the consideration of the bill (H. R. 470) to suppress the vending of lottery tickets in the District of Columbia, together with the amendment reported thereto; and, having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That the amendment be engrossed, and the bill read a third time.

The resolution (S. 16) to authorize the Postmaster General to settle the accounts of Patton Pilcher and company, was read the second time, and considered, as in Committee of the Whole; and, having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That it be engrossed, and read a third time.

The said resolution having been reported by the committee correctly engrossed, was read a third time.

Resolved, That it pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 280) to reorganize the Navy Department of the United States, together with the amendments reported thereto; and, having been amended, it was reported to the Senate, and the amendments were concurred in.

Ordered, That it be engrossed, and read a third time.

The said bill having been reported by the committee correctly engrossed, was read a third time.

Resolved, That it pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The bill (S. 292) for repaving and repairing a portion of Pennsylvania Avenue was read the second time, and considered, as in Committee of the Whole; and, having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That it be engrossed, and read a third time.

The said bill having been reported by the committee correctly engrossed, was read a third time.

Resolved, That it pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the following bills and resolution:

H. R. 218. An act for the relief of John Johnston;

H. R. 297. An act for the relief of Benjamin C. Roberts;

H. R. 301. An act for the relief of Eli Wheat and Stephen White;

H. R. 315. An act for the relief of James Seaburn;

H. R. 316. An act for the relief of John B. Pierce;

H. R. 330. An act for the relief of Henry Gee;

H. R. 332. An act for the relief of George H. Walker;

H. R. 14. Resolution to authorize the commission appointed to prepare rules and regulations for the naval service to appoint a clerk; and, no amendment being made, they were reported to the Senate.

Ordered, That they pass to a third reading.

The said bills were severally read a third time.

Resolved, That they pass.

On motion by Mr. Allen, to amend the bill by striking out, section 9, after the 16th line, the following:

"Fifth. Philosophical apparatus, instruments, books, maps, and charts; statues, statuary, busts, and casts, of marble, bronze, alabaster, or plaster of Paris; paintings, drawings, engravings, etchings, specimens of sculpture, cabinets of coins, medals, gems, and all other collections of antiquities; provided the same be specially imported in good faith for the use of any society incorporated or established for philosophical or literary purposes, or for the encouragement of the fine arts, or for the use and by the order of any college, academy, school, or seminary of learning, in the United States;"

It was determined in the negative, { Yeas, ... 4, / Nays, ... 23.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present:

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Fulton, McRoberts.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Mangum, Merrick, Miller, Porter, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On motion by Mr. Benton,

To amend the bill by adding to the bill the following:

"SEC. —. *And be it further enacted, That from and after the last day of December, in the year one thousand eight hundred and forty two, there shall be laid and collected throughout the United States, their Territories, and the District of Columbia, a stamp duty on the issue, and an annual tax on the circulation of all paper currency, as follows: A stamp duty of thirty cents on each piece of paper constituting such currency, and an annual tax of twenty-five cents on the same for each year it is continued in circulation.*

"SEC. —. *And be it further enacted, That every description of notes, orders, checks, or certificates, promising or ordering the payment of money, or other thing, and put into circulation by corporations, corporate bodies, bodies politic, individuals, or companies, which shall be transferable by delivery, without the written endorsement of each passer thereof, and without being subject to the laws which apply to inland bills of exchange, shall be deemed to be paper currency within the meaning of this act; and shall be subject to the stamp duty, and to the annual tax hereby imposed.*

"SEC. —. *And be it further enacted, That every corporation, corporate body, body politic, individual, or company, which shall issue paper currency of the foregoing description, shall have the same stamped, and pay the duty thereon, before the same is issued or reissued after the taking effect of this act; and for that purpose shall apply to the United States marshal for the district within which such issue is intended to be made, who shall forthwith stamp the same and collect the duty thereon according to the regulations and instructions which he shall receive from the Secretary of the Treasury.*

"SEC. —. *And be it further enacted, That it shall be the duty of the Secretary of the Treasury to prescribe the forms, marks, inscriptions, and colors to be used for said stamps, and shall furnish the dies and machinery therefor to the respective marshals, with the necessary books for keeping the proper accounts; and, for defraying the expenses of purchasing the said*

The bill (H. R. 569) requiring foreign regulations of commerce to be laid annually before Congress, was read the first and second times, by unanimous consent, and considered, as in Committee of the Whole; and, no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time, by unanimous consent.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider the report of the Committee on Pensions on the petition of William Jones; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the report of the Committee of Pensions on the petition of Mary F. B. Levely; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the amendments of the House of Representatives to the following bills:

S. 3. An act for the relief of Jubal B. Hancock;

S. 15. An act for the relief of George W. Paschal;

S. 17. An act to provide for the payment of the claim of the State of Georgia for money advanced by that State on account of expenses incurred by calling out militia in cases of emergency, to aid in the repression of Indian hostilities in Florida and Alabama, and to protect the citizens of Georgia from sudden incursions and ravages of the Creek and Seminole Indians;

S. 35. An act to settle the title to certain tracts of land in the State of Arkansas;

S. 121. An act for the relief of Hezekiah L. Thistle;

S. 155. An act for the settlement of the accounts of Silas Deane;

S. 253. An act for the relief of Robert Miller; and

Resolved, That they concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider the amendment of the House of Representatives to the bill (S. 108) for the relief of Hezekiah Cunningham; and

Ordered, That it be referred to the Committee on the Post Office and Post Roads.

Mr. Porter reported from the committee that they had examined and found duly enrolled the following bills:

S. 3. An act for the relief of Jubal B. Hancock;

S. 19. An act for the relief of Mary Prettyman;

S. 26. An act for the relief of Thankful Reynolds;

S. 41. An act in favor of Mary Snow;

S. 55. An act for the relief of the legal representatives of John Scott;

S. 65. An act for the relief of Valerian Allain;

S. 111. An act authorizing the Secretary of the Treasury to audit and settle the accounts between the United States and David Gelston, formerly collector of the port of New York;

S. 114. An act for the relief of the heirs of Francis Newman;

S. 124. An act for the relief of Thomas M. Isett;

S. 127. An act for the relief of Gregoire Sarpy or his legal representatives;

S. 128. An act for the relief of Isabella Hill, widow, and John Hill, Elizabeth Hill, and Samuel Hill, children and minor heirs-at-law, of Samuel Hill, *deceased;*

Crafts, Crittenden, Dayton, Evans, Huntington, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On motion by Mr. Walker,

To amend the bill, by adding thereto, the following:

"SEC.. — *And be it further enacted, That from and after the passage of this act there shall be collected by the marshals, in the several districts of the United States, under such regulations as shall be prescribed by the Secretary of the Treasury, an annual tax of twenty per cent. ad valorem on all gold and silver ware, exceeding in value fifty dollars; and in all cases where the marshals shall not themselves collect this duty they are hereby authorized to employ the assessor or collector, sheriff or coroner, in each of the several counties or parishes of the several States, to aid them in collecting said tax; and a compensation of one per cent. shall be allowed on the actual amount of tax collected and paid over under the provisions of this act;*"

It was determined in the negative, { Yeas, ... 7, Nays, ... 30.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present:

Those who voted in the affirmative, are,

Messrs. Allen, Fulton, Linn, Smith, of Connecticut, Tappan, Walker, Wright.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Sevier, Simmons, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, White, Woodbridge.

No amendment being made, the bill was reported to the Senate.

On motion by Mr. Woodbury,

To amend the bill, section 4, line 16, by inserting after "actually," the word "*permanently*," and after "down" the words "*for use*;"

It was determined in the negative, { Yeas, ... 19, Nays, ... 25.

On motion by Mr. Woodbury,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Benton, Buchanan, Cuthbert, Fulton, Graham, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On motion by Mr. Woodbury,

To amend the bill, section 4, page 14, line 128, by striking out, after "pound," "on plates or sheets, of which copper is the material of chief value, and on patent sheathing metal composed in part of copper, two cents per pound;"

It was determined in the negative.

Ordered, That the bill pass to a third reading.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the bill (S. 283), respecting the organization of the army, and for other purposes," with amendments; in which they request the concurrence of the Senate.

The Senate proceeded to consider the amendments of the House of Representatives to the lastmentioned bill; and,

Ordered, That they be referred to the Committee on Military Affairs.

On motion by Mr. Calhoun,

The Senate adjourned.

FRIDAY, August 5, 1842.

On motion by Mr. Sevier,

Ordered, That the Committee on Pensions be discharged from the further consideration of the petition of the heirs of Joseph Wheaton, and that it be referred to the Committee on Revolutionary Claims.

On motion by Mr. Bagby,

Ordered, That William Barclay have leave to withdraw his petition and documents.

On motion by Mr. Crittenden,

Ordered, That the heirs of John Hawkins have leave to withdraw their petition and papers.

Mr. Berrien, from the Committee on the Judiciary, to whom the following bills were referred:

H. R. 565. An act in relation to the district court for the northern district of New York;

H. R. 566. An act regulating the services of the several judges in the Territory of Iowa; reported them severally without amendment.

Mr. Bates, from the Committee on Pensions, to whom the following bills were referred:

H. R. 176. An act for the relief of Jared Gossage;

H. R. 260. An act granting a pension to Catharine Allen, widow of Henry Allen; reported them severally without amendment.

Mr. Bates also submitted adverse reports on the said bills; which were ordered to be printed.

Mr. Woodbridge, from the Committee of Claims, to whom was referred the memorial of Margaret Blennerhasset, submitted a report; which was ordered to be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 197) granting a pension to Amaziah Goodwin, reported it with amendments; which was read.

The Senate resumed, as in Committee of the Whole, the consideration of the following bills:

H. R. 565. An act in relation to the district court for the northern district of New York;

H. R. 566. An act regulating the services of the several judges in the Territory of Iowa; and no amendment being made, they were severally reported to the Senate.

Ordered, That they pass to a third reading.

The said bills were read a third time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The resolution (S. 18) declarative of the pension act of July 7, 1838, was read the second time, and considered as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The said resolution, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That it pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Preston, from the Committee on Military Affairs, to whom were referred the amendments of the House of Representatives to the bill (S. 283) respecting the organization of the army, and for other purposes, reported thereon.

The Senate proceeded to consider the amendments of the House of Representatives to the said bill; and,

Resolved, That they disagree to the said amendments, and ask a conference on the disagreeing votes of the two Houses thereon.

On motion by Mr. King,

Ordered, That the Committee of Conference, on the part of the Senate, consist of three members, to be appointed by the President pro tempore; and,

Mr. Evans, Mr. Benton, and Mr. Preston, were appointed.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate resumed the consideration of the report of the Committee on Printing, on the subject of printing report of the Secretary of War, of the 15th of July, on the survey of the straits of Detroit.

And so much of the report of the committee as proposed not to print the accompanying map, being disagreed to:

A motion was made by Mr. McRoberts that the subject lie on the table; and,

It was determined in the negative, { Yeas, ... 17, / Nays, ... 26.

On motion by Mr. McRoberts,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bagby, Benton, Buchanan, Calhoun, Crafts, Cuthbert, Dayton, Fulton, King, McRoberts, Miller, Phelps, Sevier, Smith, of Connecticut, Sturgeon, Williams, Woodbury.

Those who voted in the negative, are,

Messrs. Allen, Archer, Barrow, Bates, Bayard, Berrien, Choate, Clayton, Crittenden, Evans, Graham, Huntington, Linn, Mangum, Morehead, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, Tappan, White, Wilcox, Woodbridge, Young.

Ordered, That the said report, with the accompanying map, be printed.

The bill (S. 220) in addition to an act to promote the progress of the useful arts, having been reported by the committee correctly engrossed, was read a third time, and the title was amended.

Resolved, That this bill pass, and that the title thereof be "An act in addition to an act to promote the progress of the useful arts, and to repeal all acts and parts of acts heretofore made for that purpose."

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

The bill (H. R. 472) to provide revenue from imports, and to change and modify existing laws imposing duties on imports, and for other purposes, was read a third time.

On motion by Mr. Walker, that the bill be recommitted to the Committee on Finance, "with instructions to substitute in place of the duty on tea and coffee, a tax for revenue on gold and silver ware above the value of one hundred dollars; the tax not to exceed that proposed to be derived by the duty imposed by this act on tea and coffee;"

It was determined in the negative, { Yeas, ... 13, Nays, ... 26.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Benton, Buchanan, Cuthbert, Fulton, King, Linn, McRoberts, Sturgeon, Walker, Williams, Woodbury, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Kerr, Mangum, Merrick, Miller, Phelps, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

So,

The motion to recommit was disagreed to.

On the question "Shall this bill pass?"

It was determined in the affirmative, { Yeas, ... 25, Nays, ... 23.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Kerr, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, Graham, King, Linn, McRoberts, Preston, Rives, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Williams, Woodbury, Wright, Young.

So it was,

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

On motion,

The Senate adjourned.

SATURDAY, August 6, 1842.

Mr. Walker submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the President of the United States be requested, so far as deemed by him compatible with the public service, to communicate to

Those who voted in the negative, are,

Messrs. Allen, Archer, Bagby, Benton, Berrien, Buchanan, Calhoun, Crittenden, Cuthbert, Fulton, Henderson, King, Linn, Preston, Sevier, Sturgeon, Tappan, Wilcox, Williams, Woodbury, Wright, Young.

So,

The amendment was disagreed to.

No further amendment being proposed,

Ordered, That the amendment be engrossed, and the bill read a third time.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (S. 295) providing for the establishment of schools of instruction in the naval service of the United States; and, having been amended, it was reported to the Senate, and the amendment was concurred in.

On the question, "Shall this bill be engrossed, and read a third time?"

It was determined in the affirmative, { Yeas, ... 23, / Nays, ... 5.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bayard, Buchanan, Calhoun, Choate, Clayton, Crafts, Cuthbert, Dayton, Evans, King, Mangum, Miller, Morehead, Rives, Sevier, Smith, of Indiana, Sturgeon, Walker, Williams, Woodbury, Young,

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Smith, of Connecticut, Woodbridge.

So it was,

Ordered, That the bill be engrossed, and read a third time.

The Senate resumed, as in Committee of the Whole, the bill (H. R. 468) to establish a police for the protection of public and private property in the city of Washington, and for other purposes; and,

On motion by Mr. Sevier,

Ordered, That it lie on the table.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed bills of the following titles; in which they request the concurrence of the Senate:

H. R. 210. An act regulating the taking of testimony in cases of contested elections, and for other purposes;

H. R. 445. An act fixing the boundary line between Missouri and Iowa;

H. R. 516. An act for the payment of Florida militia called into the service in the years 1839 and 1840;

H. R. 572. An act explanatory of act entitled, "An act to constitute the ports of Stonington, Mystic river, and Pawcatuck river, a collection district."

The President of the United States this day approved and signed "An act for the relief of David M. Hughes, Charles Shipman, and John Henderson."

The bill from the House of Representatives (H. R. 210) regulating the taking of testimony in cases of contested elections, and for other purposes, was read and passed to the second reading.

The bill (H. R. 445) fixing the boundary line between Missouri and Iowa, was read the first and second times by unanimous consent, and referred to the Committee on the Judiciary.

The bill (H. R. 516) for the payment of Florida militia, called into ser-

vice in the years 1839 and 1840, was read the first and second times, by unanimous consent, and referred to the Committee on Military Affairs.

A message from the President of the United States, by Mr. Tyler, his Secretary:

Mr. President: The President of the United States this day approved and signed the enrolled bill entitled, "An act to annex a part of the town of Tiverton in the State of Rhode Island to the collection district of Fall river in the State of Massachusetts."

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

S. 207. A bill to establish and regulate the navy ration;

S. 262. A bill to regulate the appointment and pay of engineers in the navy of the United States; and having been amended, they were severally reported to the Senate, and the amendments were concurred in.

Ordered, That they be engrossed, and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 201) to regulate the pay and emoluments of pursers and warrant officers in the navy; and,

On motion by Mr. Woodbury,

Ordered, That the further consideration thereof be postponed until to-morrow.

The bill (S. 291) to prescribe the number of professors of mathematics in the navy of the United States, and for other purposes, was read the second time, and considered, as in Committee of the Whole; and having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That it be engrossed, and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 161) granting a pension to Mary Johnson; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill (S. 291) to prescribe the number of professors of mathematics in the navy of the United States, and for other purposes, having been reported by the committee correctly engrossed, was read a third time, and the title was amended.

Resolved, That this bill pass, and that the title thereof be, "An act concerning the professors of mathematics in the navy of the United States."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The following bills, having been reported by the committee correctly engrossed, were severally read a third time:

S. 185. A bill respecting furloughs in the naval service;

S. 262. A bill to regulate the appointment and pay of engineers in the navy of the United States.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The bill (S. 295) providing for the establishment of schools of in-

struction in the navy of the United States, having been reported by the committee correctly engrossed, was read a third time, and the title was amended.

Resolved, That this bill pass, and that the title thereof be, "An act providing for the establishment of a school of instruction in the naval service of the United States."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The resolution (H. R. 16) to distribute catalogues of the Library of Congress was read a third time; and,

On motion by Mr. King,

Ordered, That it be postponed indefinitely.

The bill (H. R. 572) explanatory of an act entitled, "An act to constitute the ports of Stonington, Mystic river, and Pawcatuck river, a collection district, was read the first and second times, by unanimous consent, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The bill was read a third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

On motion by Mr. Calhoun,

The Senate adjourned.

WEDNESDAY, AUGUST 10, 1842.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

In compliance with your resolution of the 18th July, I herewith transmit a letter from the acting Secretary of the Treasury, and a report from the Commissioner of Public Buildings, together with the accompanying documents.

JOHN TYLER.

WASHINGTON, *August* 10, 1842.

The message was read.

Ordered, That it be referred to the Committee on the District of Columbia.

Mr. Calhoun presented three memorials of citizens of the Territory of Florida, praying that the Territory may be admitted as a State into the Union; which was referred to the Committee on the Judiciary.

Mr. Williams, from the committee, reported that they had examined and found duly enrolled the following bills:

S. 15. An act for the relief of George W. Paschal;

S. 17. An act to provide for the settlement of the claims of the State of Georgia for the services of her militia;

S. 35. An act to settle the title to certain tracts of land in the State of Arkansas;

S. 48. An act for the relief of Sebastian Butcher, and the heirs and legal representatives of Bartholomew Butcher, Michael Butcher, and Peter Bloom;

S. 121. An act for the relief of Hezekiah L. Thistle;
S. 143. An act for the relief of Thomas Haskins and Ralph Haskins;
S. 155. An act for the settlement of the accounts of Silas Deane;
S. 253. An act for the relief of Robert Miller.

Mr. Crafts, from the Committee on Printing, reported in favor of printing the message of the President of the United States of the 9th instant, in relation to the representations of certain claimants under the convention with Mexico: and,

Ordered, That the message be printed.

Mr. Phelps, from the Committee on Pensions, to whom the following bills were referred:

H. R. 166. An act for the relief of Dorothy Bowman;
H. R. 221. An act for the relief of Jacob Jackson; reported them without amendment.

Mr. Henderson, from the Committee on Private Land Claims, to whom the following bills were referred:

H. R. 245. An act for the relief of Eugene Borell;
H. R. 249. An act for the relief of Thomas W. Chinn;
H. R. 250. An act to confirm Antonio Cherino in his claim to a tract of land in the State of Louisiana;
H. R. 346. An act to confirm James Journey in his claim to a tract of land;
H. R. 347. An act to confirm Elizabeth Burress, her heirs or assigns, in their title to a tract of land; reported them severally without amendment.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred the bill (H. R. 556) changing the time of holding the district court for the western district of Virginia, and for other purposes, reported it with an amendment; which was read.

Mr. Tappan, from the Committee on Private Land Claims, to whom was recommitted the bill (S. 129) for the relief of Joseph Campau, reported it without amendment, and also submitted a special report on the subject; which was ordered to be printed.

Mr. Rives, from the Committee on Foreign Relations, to whom was referred the memorial of John Baldwin, W. S. Parrott, and others, and the memorial of Aaron Leggett, submitted a report; which was ordered to be printed.

On motion by Mr. Woodbury,

The Senate resumed the consideration of the bill increasing the pay of certain officers of revenue-cutters while serving in the navy of the United States; and,

Ordered, That the further consideration thereof be postponed until to-morrow.

The Senate resumed the consideration of the bill (H. R. 468) to establish a police for the protection of public and private property in the city of Washington, and for other purposes; and,

On motion by Mr. Sevier,

Ordered, That the further consideration of the bill be postponed until to-morrow.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 172) extending the right of pre-emption to certain settlers in the Territory of Iowa, and for other purposes; and,

On motion by Mr. Smith, of Indiana,

Ordered, That it lie on the table.

On motion by Mr. Preston, to reconsider the vote of yesterday, ordering the bill (H. R. 402) making an appropriation to supply a deficiency in the navy pension fund to a third reading;

Ordered, That the motion lie on the table.

The bill (H. R. 210) regulating the taking of testimony in cases of contested elections, and for other purposes, was read the second time.

Ordered, That it be referred to the Committee on the Judiciary.

The following bills, having been reported by the committee correctly engrossed, were severally read a third time:

S. 207. Bill to establish and regulate the navy ration;

S. 311. Bill to extend the time within which the duties on certain railroad iron imported by the State of Michigan, being laid down for permanent use, may be remitted.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 517) to grant pre-emption rights to settlers on the Dubuque claim, so called, in the Territory of Iowa; and, no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (S. 201) to regulate the pay and emoluments of pursers and warrant officers in the navy; and, having been amended, it was reported to the Senate, and the amendments were concurred in.

Ordered, That it be engrossed, and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 200) for the augmentation of the marine corps, and for other purposes; and,

On motion by Mr. Archer,

Ordered, That the further consideration thereof be postponed until to-morrow.

The bill (S. 241) to authorize the Secretary of the Navy to contract for the building of certain steam-vessels, was read the second time, and considered, as in Committee of the Whole; and,

On motion by Mr. Archer,

Ordered, That it lie on the table.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The Speaker of the House of Representatives having signed eight enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The President pro tempore signed the eight enrolled bills this day reported to have been examined, and they were delivered to the committee to be presented to the President of the United States.

Mr. Porter reported from the committee that they had this day presented to the President of the United States the following bills and resolution:

S. 3. An act for the relief of Jubal B. Hancock;

said bill, and agree to said section, amended by adding thereto, 'and that from and after the first day of October next, the master armorers at the national armories shall receive, each, twelve hundred and fifty dollars per annum, and the inspectors and clerks, each, eight hundred dollars per annum; and the two military storekeepers authorized by the act of second March, 1821, shall receive fifteen hundred dollars each, per annum, and all other offices of military storekeepers are hereby abolished and discontinued on and after said first day of October; and the officers hereby dismissed shall be allowed three months' pay, in addition to the pay and emoluments to which they may be entitled on said day;' and that the Senate agree to amend said section accordingly.

"5. That the Senate recede from its disagreement to the amendment of the House to the fourth section of said bill; and agree to said amendment with an amendment, viz.: after the word 'offices' in the second line, insert 'of one inspector general and;' and that the House agree to said amendment.

"6. That the Senate recede from its disagreement to the amendments of the House to the sixth section of said bill; and agree to said amendments."

The Senate proceeded to consider the said report; and,

Resolved, That they concur therein; and that the bill be amended accordingly.

Ordered, That the Secretary notify the House of Representatives thereof.

On motion by Mr. Archer,

Ordered, That the several bills relating to the navy be the special order of the day for Monday next.

After the consideration of Executive business,

The Senate adjourned.

MONDAY, August 8, 1842.

The President pro tempore laid before the Senate a communication from the Secretary of State, in relation to the payment of the amount due for printing the Compendium of the Sixth Census; which was read, and referred to the Committee on Finance.

The President pro tempore laid before the Senate a memorial of John W. Maury, agent of J. G. Gregory & Co., remonstrating against the passage of the bill "to suppress the vending of lottery tickets in the District of Columbia" as a violation of their vested rights; which was referred to the Committee on the District of Columbia.

On motion by Mr. Smith, of Indiana,

Ordered, That Marston G. Clark have leave to withdraw his petition and papers.

Mr. Porter reported from the committee that they had examined and found duly enrolled the following bills and joint resolution:

H. R. 218. An act for the relief of John Johnston;

H. R. 297. An act for the relief of Benjamin C. Roberts;

H. R. 301. An act for the relief of Eli Wheat and Stephen White;

H. R. 315. An act for the relief of James Seaburn;

H. R. 316. An act for the relief of John B. Pierce;

H. R. 330. An act for the relief of Henry Gee;

H. R. 332. An act for the relief of George H. Walker;

H. R. 565. An act in relation to the district court of the northern district of New York;

H. R. 566. An act regulating the services of the several judges in the Territory of Iowa;

H. R. 14. Resolution to authorize the commission appointed to prepare rules and regulations for the naval service to appoint a clerk.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a joint resolution (H. R. 16) to distribute catalogues of the library of Congress; a resolution that the President of the Senate and the Speaker of the House of Representatives be directed to close the present session of Congress, by an adjournment of their respective Houses, on Monday, the 22d day of August instant, at 2 o'clock, P. M., of that day; and a bill (H. R. 569) requiring foreign regulations of commerce to be laid annually before Congress; in which bill and resolutions they request the concurrence of the Senate.

Mr. Sevier, from the Committee on Pensions, to whom was referred the bill (H. R. 177) for the relief of Randolph Carter, reported it without amendment.

Mr. Sevier, from the Committee on Pensions, to whom was referred the petition of Esther Olmstead, submitted a report, accompanied by the following resolution:

Resolved, That it is inexpedient to grant the prayer of the petition.

Ordered, That the report be printed.

Mr. Phelps, from the Committee on Pensions, to whom was referred the bill (H. R. 278) giving Catharine Lehman the benefit of the act of the 7th July, 1838, reported it with an amendment; which was read.

Mr. Phelps, from the Committee on Pensions, to whom was referred the bill (H. R. 270) for the relief of the heirs and legal representatives of Oliver Parish, deceased, and the bill (H. R. 172) for the relief of the heirs of Seth Chapin, reported them severally without amendment, and also submitted an adverse report on the subject; which was ordered to be printed.

Mr. Phelps, from the Committee on Pensions, to whom the following bills were referred:

H. R. 171. An act for the benefit of Mary Congleton, widow of Moses Congleton, a soldier of the Revolution, deceased;

H. R. 275. An act for the relief of Sally McCraw; reported them severally without amendment, and submitted an adverse report on the subject; which was ordered to be printed.

Mr. Graham, from the Committee on Pensions, to whom was referred the petition of David Welch, submitted a report, accompanied by a bill (S. 312) granting a pension to David Welch.

The bill was read, and passed to the second reading.

Ordered, That the report be printed.

The Senate proceeded to consider the resolution from the House of Representatives, fixing a day for the adjournment of the present session of Congress; and,

On motion by Mr. Preston,

Ordered, That the further consideration thereof be postponed to, and made the order of the day for, Monday next.

The resolution (H. R. 16) to distribute catalogues of the library of Congress, was read the first and second times, by unanimous consent, and considered as in Committee of the Whole; and, no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

last mentioned and asking a further conference on the disagreeing votes of the two Houses; and

Resolved, That they agree to the further conference asked by the House of Representatives.

On motion by Mr. Preston,

Ordered, That the committee of conference on the part of the Senate be appointed by the President pro tempore; and

Mr. Preston, Mr. Benton, and Mr. Evans, were appointed.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. McRoberts, from the Committee on the Post Office and Post Roads, to whom was referred the amendment of the House of Representatives to the bill (S. 108) for the relief of Hezekiah Cunningham, reported thereon.

The Senate proceeded to consider the said amendment; and

Resolved, That they disagree thereto.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 266) for the relief of Nathan Baldwin, of New York, reported it without amendment, and submitted an adverse report on the subject; which was ordered to be printed.

Mr. Graham, from the Committee of Claims, to whom was referred the bill (H. R. 318) for the relief of John Core, reported it without amendment.

Mr. Graham, from the Committee on Pensions, to whom was referred the bill (H. R. 167) for the relief of Effe Van Ness, reported it with an amendment; which was read.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (H. R. 539) legalizing and making appropriations for such necessary objects as have been usually included in the general appropriation bills without authority of law, and to fix and provide for certain incidental expenses of the departments and offices of the Government, and for other purposes, reported it with amendments; which were read, and ordered to be printed.

On motion by Mr. Miller,

Ordered, That the Committee on the Post Office and Post Roads be discharged from the further consideration of the memorial of James Reeside.

Mr. Evans, from the Committee on Finance, to whom was referred the petition of the Feliciana Railroad Company, reported a bill (S. 313) for the relief of the West Feliciana Railroad Company and of the Grand Gulf Railroad and Banking Company; which was read, and passed to the second reading.

Mr. Sevier, from the Committee on Pensions, to whom was referred the bill (H. R. 163) for the relief of Samuel Patch, reported it without amendment, and submitted an adverse report on the subject; which was ordered to be printed.

The Senate proceeded to consider the report of the Committee on Pensions on the petition of Mary Nelson; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee of Claims on the petition of the administrator of R. C. Ragland; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the report of the Committee on Foreign

S. 138. An act for the relief of Daniel Kleiss;

S. 139. An act for the legal representatives of Richard T. Banks, of the State of Arkansas;

S. 140. An act for the relief of Richard Higgins;

S. 145. An act for the relief of John C. Reynolds, late disbursing agent of the Indian department;

S. 156. An act for the relief of Marston G. Clark;

S. 159. An act for the relief of Alexander Hammett;

S. 174. An act for the relief of Zachariah Jellison;

S. 195. An act to authorize Chapman Levy to purchase, as a pre-emptor, a certain quarter section of land now occupied by him, at the minimum price per acre;

S. 198. An act for the relief of Beckford C. Matthews;

S. 213. An act for the relief of J. K. Tefft, administrator of Francis Didier Petit de Villers, deceased;

S. 240. An act for the relief of the inhabitants of the reserved township in Gibson county, in the State of Indiana;

S. 246. An act for the relief of William Osteen, of Illinois;

S. 250. An act for the relief of Daniel B. Bush;

S. 258. An act for the relief of William Wynn;

S. 299. An act for the relief of Rees B. Ward.

The amendments to the bill (H. R. 470) to suppress the vending of lottery tickets in the District of Columbia, having been reported by the committee correctly engrossed, the bill was read a third time.

Resolved, That this bill pass, with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have rejected the following bills from the Senate:

S. 2. An act for the relief of Caroline E. Clitherall, widow of Doctor George C. Clitherall, late a surgeon in the army of the United States;

S. 61. An act for the relief of Ephraim Sprague;

S. 97. An act for the relief of Captain J. Throckmorton.

The Speaker of the House of Representatives having signed thirty-five enrolled bills and an enrolled resolution, I am directed to bring them to the Senate for the signature of their President.

The President pro tempore signed the enrolled bills and the enrolled resolution this day reported to have been examined, and they were delivered to the committee to be presented to the President of the United States.

The Senate resumed the consideration of the bill (H. R. 402) making an appropriation to supply a deficiency in the navy pension fund; and,

After debate,

On motion by Mr. Phelps,

Ordered, That the further consideration of the bill be postponed until to-morrow.

The bill (S. 311) to extend the time within which the duties on certain railroad iron imported by the State of Michigan, being laid down for permanent use, may be remitted, was read the second time, and considered as in Committee of the Whole; and, no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The bill (S. 185) respecting furloughs in the naval service was considered as in Committee of the Whole, together with the amendment reported thereto; and the bill having been amended, was reported to the Senate, and the amendment was concurred in.

Ordered, That it be engrossed, and read a third time.

The bill (S. 295) providing for the establishment of schools of instruction in the naval service of the United States, was read the second time, and considered as in Committee of the Whole; and, having been amended, it was reported to the Senate, and the amendments were concurred in.

Ordered, That it be engrossed, and read a third time.

On motion by Mr. Bayard,

The bill was amended, by unanimous consent; and,

On motion by Mr. Archer,

The vote ordering the bill to be engrossed and read a third time was reconsidered; and,

On motion,

The Senate adjourned.

TUESDAY, August 9, 1842.

The President pro tempore laid before the Senate a report of the Postmaster General, made agreeably to law, showing the incidental expenses of the department for the year ending June 30, 1841; which was read.

Ordered, That it lie on the table.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

In the communication made to the Senate on the 13th of June, in answer to its resolution of the 2d of March last, there appears to have been, among other papers, sundry letters, addressed to the Department of State by certain claimants or their agents, containing reflections upon the character of the umpire appointed by his Prussian Majesty, pursuant to the convention between the United States and the Mexican republic of the 11th of April, 1839. As the call was for all communications which had been addressed to the Department of State by any of the claimants under that convention, relative to the proceedings and progress of the mixed commission, the copies were prepared and submitted without attracting the attention either of the head of the Department or myself. If those letters had been noticed, their transmission to the Senate, if transmitted at all, would have been accompanied by a disclaimer on the part of the Executive of any intention to approve such charges. The Executive has no complaint to make against the conduct or decisions of the highly respectable person appointed by his sovereign umpire between the American and Mexican commissioners.

JOHN TYLER.

Washington, *August* 8, 1842.

The message was read.

On motion by Mr. Rives, that it be printed.

Ordered, That it be referred to the Committee on Printing.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 271) for the relief of Elisha Davis, reported it without amendment, and submitted an adverse report on the subject, which was ordered to be printed.

Resolved, That this bill pass, with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The bill (S. 294) for the relief of Henry M. Shreve, and to authorize the purchase of his patent for the snag-boat, was read the second time, and considered, as in Committee of the Whole; and,

On motion by Mr. Conrad,

Ordered, That it lie on the table.

The bill (S. 298) to provide for ascertaining and disposing of the lead mineral lands in the State of Illinois and the Territories of Wisconsin and Iowa, was read the second time, and considered, as in Committee of the Whole; and, having been amended on the motion of Mr. Smith, of Indiana,

Ordered, That the further consideration thereof be postponed until to-morrow.

The Senate proceeded to consider the following bills, as in Committee of the Whole:

H. R. 174. An act for the relief of George Sheffler;

H. R. 195. An act for the relief of John Jorden;

H. R. 211. An act for the relief of the heirs and representatives of Thomas Atkinson, deceased; and no amendment being made, they were severally reported to the Senate.

Ordered, That they pass to a third reading.

The said bills were severally read a third time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 219) for the relief of Hugh Stewart; and,

On motion by Mr. King,

Ordered, That it lie on the table.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (S. 200) for the augmentation of the marine corps, and for other purposes; and, having been amended, it was reported to the Senate, and the amendments were concurred in.

Ordered, That the bill be engrossed, and read a third time.

After the consideration of Executive business,

The Senate adjourned.

FRIDAY, AUGUST 12, 1842.

The Senate proceeded to consider the resolution reported by the Committee on Pensions on the petition of Esther Olmstead; and, in concurrence therewith,

Resolved, That it is inexpedient to grant the prayer of the petitioner.

The Senate proceeded to consider the resolution reported by the Committee on Pensions on the petition of Uriah Jones; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The Senate resumed the consideration of the resolution reported by the Committee on Revolutionary Claims on the petition of Robert M. Saunders; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The Senate proceeded to consider the report of the Committee on Revolutionary Claims on the petition of John Jorden; and, in concurrence therewith,

Resolved, That the prayer of the petition be denied.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of the heirs of Samuel Y. Keene; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The Senate resumed the consideration of the resolution reported by the Committee on Revolutionary Claims on the petition of the representatives of Gustavus B. Horner; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of the representatives of John Gunby; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

Mr. Graham submitted a document in relation to a marine hospital in North Carolina; which was referred to the Committee on Commerce.

Agreeably to notice, Mr. Williams asked and obtained leave to bring in a bill (S. 314) for the relief of Nathaniel Mitchell; which was read the first and second times, by unanimous consent, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The said bill was read a third time, by unanimous consent.

Resolved, That it pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives concur in the amendments of the Senate to the bill (H. R. 542) entitled, "An act to change the name of the port of entry on Lake Erie, known as Portland, to that of Sandusky, and to define the western boundary of the Sandusky district."

They have passed the bill from the Senate (No. 157) to amend the act entitled, "An act supplementary to the act, entitled, 'An act to amend the judicial system of the United States.'"

They have passed the bill from the Senate (No. 216) to provide for the satisfaction of claims arising under the 14th and 19th articles of the treaty of Dancing-rabbit creek, concluded in September, 1830, with amendments; in which they request the concurrence of the Senate.

They have passed the bill (H. R. 418) making appropriations for certain sites for marine hospitals therein mentioned; in which they request the concurrence of the Senate.

The President of the United States approved and signed, the 11th instant, the following acts:

An act for the relief of Eli Wheat and Stephen White;

An act for the relief of John Johnson;

An act for the relief of John B. Pierce;

An act for the relief of Henry Gee;

An act for the relief of Benjamin C. Roberts;

An act for the relief of George H. Walker;

An act for the relief of James Seaburn;

Those who voted in the negative, are,

Messrs. Allen, Archer, Bagby, Benton, Berrien, Buchanan, Calhoun, Crittenden, Cuthbert, Fulton, Henderson, King, Linn, Preston, Sevier, Sturgeon, Tappan, Wilcox, Williams, Woodbury, Wright, Young.

So,

The amendment was disagreed to.

No further amendment being proposed,

Ordered, That the amendment be engrossed, and the bill read a third time.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (S. 295) providing for the establishment of schools of instruction in the naval service of the United States; and, having been amended, it was reported to the Senate, and the amendment was concurred in.

On the question, "Shall this bill be engrossed, and read a third time?"

It was determined in the affirmative, { Yeas, ... 23, / Nays, ... 5.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bayard, Buchanan, Calhoun, Choate, Clayton, Crafts, Cuthbert, Dayton, Evans, King, Mangum, Miller, Morehead, Rives, Sevier, Smith, of Indiana, Sturgeon, Walker, Williams, Woodbury, Young,

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Smith, of Connecticut, Woodbridge.

So it was,

Ordered, That the bill be engrossed, and read a third time.

The Senate resumed, as in Committee of the Whole, the bill (H. R. 468) to establish a police for the protection of public and private property in the city of Washington, and for other purposes; and,

On motion by Mr. Sevier,

Ordered, That it lie on the table.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed bills of the following titles; in which they request the concurrence of the Senate:

H. R. 210. An act regulating the taking of testimony in cases of contested elections, and for other purposes;

H. R. 445. An act fixing the boundary line between Missouri and Iowa;

H. R. 516. An act for the payment of Florida militia called into the service in the years 1839 and 1840;

H. R. 572. An act explanatory of act entitled, "An act to constitute the ports of Stonington, Mystic river, and Pawcatuck river, a collection district."

The President of the United States this day approved and signed "An act for the relief of David M. Hughes, Charles Shipman, and John Henderson."

The bill from the House of Representatives (H. R. 210) regulating the taking of testimony in cases of contested elections, and for other purposes, was read and passed to the second reading.

The bill (H. R. 445) fixing the boundary line between Missouri and Iowa, was read the first and second times by unanimous consent, and referred to the Committee on the Judiciary.

The bill (H. R. 516) for the payment of Florida militia, called into ser-

vice in the years 1839 and 1840, was read the first and second times, by unanimous consent, and referred to the Committee on Military Affairs.

A message from the President of the United States, by Mr. Tyler, his Secretary:

Mr. President: The President of the United States this day approved and signed the enrolled bill entitled, "An act to annex a part of the town of Tiverton in the State of Rhode Island to the collection district of Fall river in the State of Massachusetts."

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

S. 207. A bill to establish and regulate the navy ration;

S. 262. A bill to regulate the appointment and pay of engineers in the navy of the United States; and having been amended, they were severally reported to the Senate, and the amendments were concurred in.

Ordered, That they be engrossed, and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 201) to regulate the pay and emoluments of pursers and warrant officers in the navy; and,

On motion by Mr. Woodbury,

Ordered, That the further consideration thereof be postponed until to-morrow.

The bill (S. 291) to prescribe the number of professors of mathematics in the navy of the United States, and for other purposes, was read the second time, and considered, as in Committee of the Whole; and having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That it be engrossed, and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 161) granting a pension to Mary Johnson; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill (S. 291) to prescribe the number of professors of mathematics in the navy of the United States, and for other purposes, having been reported by the committee correctly engrossed, was read a third time, and the title was amended.

Resolved, That this bill pass, and that the title thereof be, "An act concerning the professors of mathematics in the navy of the United States."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The following bills, having been reported by the committee correctly engrossed, were severally read a third time:

S. 185. A bill respecting furloughs in the naval service;

S. 262. A bill to regulate the appointment and pay of engineers in the navy of the United States.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The bill (S. 295) providing for the establishment of schools of in-

struction in the navy of the United States, having been reported by the committee correctly engrossed, was read a third time, and the title was amended.

Resolved, That this bill pass, and that the title thereof be, "An act providing for the establishment of a school of instruction in the naval service of the United States."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The resolution (H. R. 16) to distribute catalogues of the Library of Congress was read a third time; and,

On motion by Mr. King,

Ordered, That it be postponed indefinitely.

The bill (H. R. 572) explanatory of an act entitled, "An act to constitute the ports of Stonington, Mystic river, and Pawcatuck river, a collection district, was read the first and second times, by unanimous consent, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The bill was read a third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

On motion by Mr. Calhoun,

The Senate adjourned.

WEDNESDAY, AUGUST 10, 1842.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

In compliance with your resolution of the 18th July, I herewith transmit a letter from the acting Secretary of the Treasury, and a report from the Commissioner of Public Buildings, together with the accompanying documents.

JOHN TYLER.

WASHINGTON, *August* 10, 1842.

The message was read.

Ordered, That it be referred to the Committee on the District of Columbia.

Mr. Calhoun presented three memorials of citizens of the Territory of Florida, praying that the Territory may be admitted as a State into the Union; which was referred to the Committee on the Judiciary.

Mr. Williams, from the committee, reported that they had examined and found duly enrolled the following bills:

S. 15. An act for the relief of George W. Paschal;

S. 17. An act to provide for the settlement of the claims of the State of Georgia for the services of her militia;

S. 35. An act to settle the title to certain tracts of land in the State of Arkansas;

S. 48. An act for the relief of Sebastian Butcher, and the heirs and legal representatives of Bartholomew Butcher, Michael Butcher, and Peter Bloom;

S. 121. An act for the relief of Hezekiah L. Thistle;
S. 143. An act for the relief of Thomas Haskins and Ralph Haskins;
S. 155. An act for the settlement of the accounts of Silas Deane;
S. 253. An act for the relief of Robert Miller.

Mr. Crafts, from the Committee on Printing, reported in favor of printing the message of the President of the United States of the 9th instant, in relation to the representations of certain claimants under the convention with Mexico: and,

Ordered, That the message be printed.

Mr. Phelps, from the Committee on Pensions, to whom the following bills were referred:

H. R. 166. An act for the relief of Dorothy Bowman;
H. R. 221. An act for the relief of Jacob Jackson; reported them without amendment.

Mr. Henderson, from the Committee on Private Land Claims, to whom the following bills were referred:

H. R. 245. An act for the relief of Eugene Borell;
H. R. 249. An act for the relief of Thomas W. Chinn;
H. R. 250. An act to confirm Antonio Cherino in his claim to a tract of land in the State of Louisiana;
H. R. 346. An act to confirm James Journey in his claim to a tract of land;
H. R. 347. An act to confirm Elizabeth Burress, her heirs or assigns, in their title to a tract of land; reported them severally without amendment.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred the bill (H. R. 556) changing the time of holding the district court for the western district of Virginia, and for other purposes, reported it with an amendment; which was read.

Mr. Tappan, from the Committee on Private Land Claims, to whom was recommitted the bill (S. 129) for the relief of Joseph Campau, reported it without amendment, and also submitted a special report on the subject; which was ordered to be printed.

Mr. Rives, from the Committee on Foreign Relations, to whom was referred the memorial of John Baldwin, W. S. Parrott, and others, and the memorial of Aaron Leggett, submitted a report; which was ordered to be printed.

On motion by Mr. Woodbury,

The Senate resumed the consideration of the bill increasing the pay of certain officers of revenue-cutters while serving in the navy of the United States; and,

Ordered, That the further consideration thereof be postponed until to-morrow.

The Senate resumed the consideration of the bill (H. R. 468) to establish a police for the protection of public and private property in the city of Washington, and for other purposes; and,

On motion by Mr. Sevier,

Ordered, That the further consideration of the bill be postponed until to-morrow.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 172) extending the right of pre-emption to certain settlers in the Territory of Iowa, and for other purposes; and,

On motion by Mr. Smith, of Indiana,

Ordered, That it lie on the table.

On motion by Mr. Preston, to reconsider the vote of yesterday, ordering the bill (H. R. 402) making an appropriation to supply a deficiency in the navy pension fund to a third reading;

Ordered, That the motion lie on the table.

The bill (H. R. 210) regulating the taking of testimony in cases of contested elections, and for other purposes, was read the second time.

Ordered, That it be referred to the Committee on the Judiciary.

The following bills, having been reported by the committee correctly engrossed, were severally read a third time:

S. 207. Bill to establish and regulate the navy ration;

S. 311. Bill to extend the time within which the duties on certain railroad iron imported by the State of Michigan, being laid down for permanent use, may be remitted.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 517) to grant pre-emption rights to settlers on the Dubuque claim, so called, in the Territory of Iowa; and, no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (S. 201) to regulate the pay and emoluments of pursers and warrant officers in the navy; and, having been amended, it was reported to the Senate, and the amendments were concurred in.

Ordered, That it be engrossed, and read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 200) for the augmentation of the marine corps, and for other purposes; and,

On motion by Mr. Archer,

Ordered, That the further consideration thereof be postponed until to-morrow.

The bill (S. 241) to authorize the Secretary of the Navy to contract for the building of certain steam-vessels, was read the second time, and considered, as in Committee of the Whole; and,

On motion by Mr. Archer,

Ordered, That it lie on the table.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The Speaker of the House of Representatives having signed eight enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The President pro tempore signed the eight enrolled bills this day reported to have been examined, and they were delivered to the committee to be presented to the President of the United States.

Mr. Porter reported from the committee that they had this day presented to the President of the United States the following bills and resolution:

S. 3. An act for the relief of Jubal B. Hancock;

S. 15. An act for the relief of George W. Paschal;
S. 17. An act to provide for the settlement of the claims of the State of Georgia for the services of her militia;
S. 19. An act for the relief of Mary Prettyman;
S. 26. An act for the relief of Thankful Reynolds;
S. 35. An act to settle the title to certain tracts of land in the State of Arkansas;
S. 41. An act in favor of Mary Snow;
S. 48. An act for the relief of Sebastian Butcher, and the heirs and legal representatives of Bartholomew Butcher, Michael Butcher, and Peter Bloom;
S. 55. An act for the relief of the legal representatives of John Scott;
S. 65. An act for the relief of Valerian Allain;
S. 111. An act authorizing the Secretary of the Treasury to audit and settle the accounts between the United States and David Gelston, formerly collector of the port of New York;
S. 114. An act for the relief of the heirs of Francis Newman;
S. 121. An act for the relief of Hezekiah L. Thistle;
S. 124. An act for the relief of Thomas M. Isett;
S. 127. An act for the relief of Gregoire Sarpy, or his legal representatives;
S. 128. An act for the relief of Isabella Hill, widow, and John Hill, Elizabeth Hill, and Samuel Hill, children and minor heirs-at-law, of Samuel Hill, deceased;
S. 138. An act for the relief of Daniel Kleiss;
S. 139. An act for the relief of the legal representatives of Richard T. Banks, of the State of Arkansas;
S. 140. An act for the relief of Richard Higgins;
S. 143. An act for the relief of Thomas Haskins and Ralph Haskins;
S. 145. An act for the relief of John C. Reynolds, late disbursing agent of the Indian department;
S. 155. An act for the settlement of the accounts of Silas Deane;
S. 156. An act for the relief of Marston G. Clark;
S. 159. An act for the relief of Alexander Hammett;
S. 174. An act for the relief of Zachariah Jellison;
S. 195. An act to authorize Chapman Levy to purchase as a pre-emptor a certain quarter section of land now occupied by him at the minimum price per acre;
S. 198. An act for the relief of Beckford C. Mathews;
S. 213. An act for the relief of J. K. Tefft, administrator of Francis Didier Petit de Villers, deceased;
S. 240. An act for the relief of the inhabitants of the reserved township in Gibson county, in the State of Indiana;
S. 246. An act for the relief of William Osteen, of Illinois;
S. 250. An act for the relief of Daniel B. Bush;
S. 253. An act for the relief of Robert Miller;
S. 258. An act for the relief of William Wynn;
S. 299. An act for the relief of Rees B. Ward.
H. R. 218. An act for the relief of John Johnston;
H. R. 297. An act for the relief of Benjamin C. Roberts;
H. R. 301. An act for the relief of Eli Wheat and Stephen White;
H. R. 315. An act for the relief of James Seaburn;

H. R. 316. An act for the relief of John B. Pierce;
H. R. 330. An act for the relief of Henry Gee;
H. R. 332. An act for the relief of George H. Walker;
H. R. 565. An act in relation to the district court of the northern district of New York;
H. R. 566. An act regulating the services of the several judges in the Territory of Iowa;
H. R. 14. Resolution to authorize the commission appointed to prepare rules and regulations for the naval service to appoint a clerk.

The Senate resumed, as in Committee of the Whole, the bill (H. R. 345) for the relief of the president, directors, and company of the Agricultural Bank of Mississippi; and, no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

On motion by Mr. Tappan,

The Senate adjourned.

THURSDAY, August 11, 1842.

Mr. Calhoun presented the proceedings and resolutions of a portion of the citizens of Caroline county, in the State of Virginia, opposed to the laying of duties on imports for any other purpose than that of revenue, and approving the course of the Executive in relation to the subject; which were referred to the Committee on Finance.

Mr. Williams reported from the committee that they had examined and found duly enrolled the following bills:

H. R. 111. An act for the relief of Joseph F. Caldwell;
H. R. 161. An act granting a pension to Mary Johnson;
H. R. 335. An act to compensate the township of Dublin, in Mercer county, Ohio, for the loss of school lands;
H. R. 542. An act to change the name of the port of Portland, in the State of Ohio, to that of Sandusky;
H. R. 569. An act requiring foreign regulations of commerce to be annually laid before Congress;
H. R. 572. An act explanatory of an act entitled, "An act to constitute the ports of Stonington, Mystic river, and Pawcatuck river, a collection district."

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the resolution from the Senate (S. 18) declarative of the pension act of July 7, 1838.

The House of Representatives recede from their disagreement to the amendment of the Senate to the bill (H. R. 111) entitled, "An act for the relief of Joseph F. Caldwell," and concur in the said amendment.

They concur in the amendment of the Senate to the bill (H. R. 335) entitled, "An act to compensate the township of Dublin, in Mercer county, Ohio, for the loss of school lands."

They disagree to the report of the committee of conference on the disagreeing votes of the two Houses on the bill (S. 283) respecting the organization of the army, and for other purposes," and ask a further conference on the disagreeing votes of the two Houses thereon.

The Senate proceeded to consider the resolution of the House of Representatives disagreeing to the report of the committee of conference on the bill

last mentioned and asking a further conference on the disagreeing votes of the two Houses; and

Resolved, That they agree to the further conference asked by the House of Representatives.

On motion by Mr. Preston,

Ordered, That the committee of conference on the part of the Senate be appointed by the President pro tempore; and

Mr. Preston, Mr. Benton, and Mr. Evans, were appointed.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. McRoberts, from the Committee on the Post Office and Post Roads, to whom was referred the amendment of the House of Representatives to the bill (S. 108) for the relief of Hezekiah Cunningham, reported thereon.

The Senate proceeded to consider the said amendment; and

Resolved, That they disagree thereto.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 266) for the relief of Nathan Baldwin, of New York, reported it without amendment, and submitted an adverse report on the subject; which was ordered to be printed.

Mr. Graham, from the Committee of Claims, to whom was referred the bill (H. R. 318) for the relief of John Core, reported it without amendment.

Mr. Graham, from the Committee on Pensions, to whom was referred the bill (H. R. 167) for the relief of Effe Van Ness, reported it with an amendment; which was read.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (H. R. 539) legalizing and making appropriations for such necessary objects as have been usually included in the general appropriation bills without authority of law, and to fix and provide for certain incidental expenses of the departments and offices of the Government, and for other purposes, reported it with amendments; which were read, and ordered to be printed.

On motion by Mr. Miller,

Ordered, That the Committee on the Post Office and Post Roads be discharged from the further consideration of the memorial of James Reeside.

Mr. Evans, from the Committee on Finance, to whom was referred the petition of the Feliciana Railroad Company, reported a bill (S. 313) for the relief of the West Feliciana Railroad Company and of the Grand Gulf Railroad and Banking Company; which was read, and passed to the second reading.

Mr. Sevier, from the Committee on Pensions, to whom was referred the bill (H. R. 163) for the relief of Samuel Patch, reported it without amendment, and submitted an adverse report on the subject; which was ordered to be printed.

The Senate proceeded to consider the report of the Committee on Pensions on the petition of Mary Nelson; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee of Claims on the petition of the administrator of R. C. Ragland; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the report of the Committee on Foreign

Relations on the memorial of John Baldwin and others, and the memorial of Aaron Leggett; and, in concurrence therewith,

Ordered, That the committee be discharged from the further consideration of the memorials and documents referred to them.

A message from the President of the United States, by Mr. Tyler, his Secretary:

Mr. President: The President of the United States this day approved and signed the following acts:

An act for the relief of Jubal B. Hancock;

An act for the relief of Mary Prettyman;

An act for the relief of Thankful Reynolds;

An act in favor of Mary Snow;

An act for the relief of the legal representatives of John Scott;

An act for the relief of Valerian Allain;

An act authorizing the Secretary of the Treasury to audit and settle the accounts between the United States and David Gelston, formerly collector of the port of New York;

An act for the relief of Thomas M. Isett;

An act for the relief of Gregoire Sarpy or his legal representatives;

An act for the relief of the legal representatives of Richard T. Banks, of the State of Arkansas;

An act for the relief of Daniel Kleiss;

An act for the relief of Isabella Hill, widow, and John Hill, Elizabeth Hill, and Samuel Hill, children and minor heirs-at-law, of Samuel Hill, deceased;

An act for the relief of John C. Reynolds, late disbursing agent of the Indian department;

An act to authorize Chapman Levy to purchase, as a pre-emptor, a certain quarter section of land now occupied by him, at the minimum price per acre;

An act for the relief of Zachariah Jellison;

An act for the relief of the inhabitants of the reserved township in Gibson county, in the State of Indiana;

An act for the relief of William Wynn;

An act for the relief of Rees B. Ward;

An act for the relief of Daniel B. Bush;

An act for the relief of Marston G. Clark;

An act for the relief of Alexander Hammett;

An act for the relief of the heirs of Francis Newman;

An act for the relief of William Osteen, of Illinois;

An act for the relief of J. K. Tefft, administrator of Francis Didier Petit de Villers, deceased;

An act for the relief of Beckford C. Matthews;

An act for the relief of Richard Higgins;

An act for the settlement of the accounts of Silas Deane;

An act to settle the title to certain tracts of land in the State of Arkansas;

An act for the relief of George W. Paschal;

An act to provide for the settlement of the claims of the State of Georgia for the services of her militia;

An act for the relief of Robert Miller;

An act for the relief of Thomas Haskins and Ralph Haskins;

An act for the relief of Hezekiah L. Thistle; and

An act for the relief of Sebastian Butcher, and the heirs and legal representatives of Bartholomew Butcher, Michael Butcher, and Peter Bloom.

The bill (S. 201) to regulate the pay and emoluments of pursers and warrant officers in the navy, having been reported by the committee correctly engrossed, was read a third time, and the title was amended.

Resolved, That this bill pass, and that the title thereof be "An act to regulate the pay of pursers and other officers in the navy."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The bill (H. R. 345) for the relief of the president, directors, and company of the Agricultural Bank of Mississippi, was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate resumed the consideration of the bill (H. R. 468) to establish a police for the protection of public and private property in the city of Washington, and for other purposes; and, having been amended,

On the question: "Shall the amendment be engrossed and the bill read a third time?"

It was determined in the affirmative, { Yeas, ... 21, / Nays, ... 20.

On motion by Mr. Tappan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bates, Bayard, Berrien, Choate, Conrad, Crittenden, Evans, Graham, Kerr, Mangum, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Sprague, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Benton, Buchanan, Calhoun, Clayton, Crafts, Cuthbert, Fulton, King, Linn, McRoberts, Smith, of Connecticut, Smith, of Indiana, Sturgeon, Tappan, Wilcox, Williams, Woodbury, Wright, Young.

So it was,

Ordered, That the amendment be engrossed, and the bill read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

H. R. 274. An act for the relief of Catharine W. Callender;

H. R. 279. An act giving Sally Pratt the benefit of the act of the 7th July, 1838;

H. R. 92. An act for the relief of Barnabas Palmer;

H. R. 81. An act for the relief of the heirs of James Maglenin, late of the city of Baltimore, deceased.

Resolved, That they be postponed indefinitely.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 23) increasing the pay of certain officers of revenue-cutters while serving in the navy of the United States; and,

On motion by Mr. Smith, of Indiana,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 333) for the relief of James L. May; and, having been amended, it was reported to the Senate, and the amendment was agreed to.

Ordered, That the amendment be engrossed, and the bill read a third time.

The amendment to the said bill having been reported by the committee correctly engrossed, the bill was read a third time, and the title was amended.

Resolved, That this bill pass, with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The bill (S. 294) for the relief of Henry M. Shreve, and to authorize the purchase of his patent for the snag-boat, was read the second time, and considered, as in Committee of the Whole; and,

On motion by Mr. Conrad,

Ordered, That it lie on the table.

The bill (S. 298) to provide for ascertaining and disposing of the lead mineral lands in the State of Illinois and the Territories of Wisconsin and Iowa, was read the second time, and considered, as in Committee of the Whole; and, having been amended on the motion of Mr. Smith, of Indiana,

Ordered, That the further consideration thereof be postponed until to-morrow.

The Senate proceeded to consider the following bills, as in Committee of the Whole:

H. R. 174. An act for the relief of George Sheffler;

H. R. 195. An act for the relief of John Jorden;

H. R. 211. An act for the relief of the heirs and representatives of Thomas Atkinson, deceased; and no amendment being made, they were severally reported to the Senate.

Ordered, That they pass to a third reading.

The said bills were severally read a third time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 219) for the relief of Hugh Stewart; and,

On motion by Mr. King,

Ordered, That it lie on the table.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (S. 200) for the augmentation of the marine corps, and for other purposes; and, having been amended, it was reported to the Senate, and the amendments were concurred in.

Ordered, That the bill be engrossed, and read a third time.

After the consideration of Executive business,

The Senate adjourned.

FRIDAY, August 12, 1842.

The Senate proceeded to consider the resolution reported by the Committee on Pensions on the petition of Esther Olmstead; and, in concurrence therewith,

Resolved, That it is inexpedient to grant the prayer of the petitioner.

The Senate proceeded to consider the resolution reported by the Committee on Pensions on the petition of Uriah Jones; and, in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

The Senate resumed the consideration of the resolution reported by the Committee on Revolutionary Claims on the petition of Robert M. Saunders; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The Senate proceeded to consider the report of the Committee on Revolutionary Claims on the petition of John Jorden; and, in concurrence therewith,

Resolved, That the prayer of the petition be denied.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of the heirs of Samuel Y. Keene; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The Senate resumed the consideration of the resolution reported by the Committee on Revolutionary Claims on the petition of the representatives of Gustavus B. Horner; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

The Senate proceeded to consider the resolution reported by the Committee on Revolutionary Claims on the petition of the representatives of John Gunby; and, in concurrence therewith,

Resolved, That the prayer of the petition be rejected.

Mr. Graham submitted a document in relation to a marine hospital in North Carolina; which was referred to the Committee on Commerce.

Agreeably to notice, Mr. Williams asked and obtained leave to bring in a bill (S. 314) for the relief of Nathaniel Mitchell; which was read the first and second times, by unanimous consent, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The said bill was read a third time, by unanimous consent.

Resolved, That it pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives in this bill.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives concur in the amendments of the Senate to the bill (H. R. 542) entitled, "An act to change the name of the port of entry on Lake Erie, known as Portland, to that of Sandusky, and to define the western boundary of the Sandusky district."

They have passed the bill from the Senate (No. 157) to amend the act entitled, "An act supplementary to the act, entitled, 'An act to amend the judicial system of the United States.'"

They have passed the bill from the Senate (No. 216) to provide for the satisfaction of claims arising under the 14th and 19th articles of the treaty of Dancing-rabbit creek, concluded in September, 1830, with amendments; in which they request the concurrence of the Senate.

They have passed the bill (H. R. 418) making appropriations for certain sites for marine hospitals therein mentioned; in which they request the concurrence of the Senate.

The President of the United States approved and signed, the 11th instant, the following acts:

An act for the relief of Eli Wheat and Stephen White;

An act for the relief of John Johnson;

An act for the relief of John B. Pierce;

An act for the relief of Henry Gee;

An act for the relief of Benjamin C. Roberts;

An act for the relief of George H. Walker;

An act for the relief of James Seaburn;

An act in relation to the district court for the northern district of New York;

An act regulating the services of the several judges in the Territory of Iowa; and,

A joint resolution to authorize the commission appointed to prepare rules and regulations for the naval service, to appoint a clerk.

The House of Representatives have passed the bill from the Senate (S. 53) authorizing the settlement and payment of certain claims of the State of Alabama, with an amendment; in which they request the concurrence of the Senate.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 186) for the relief of Samuel Dicy; and,

On motion by Mr. Calhoun,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 277) for the relief of the legal representatives of Colonel John H. Stone, deceased.

On motion by Mr. Phelps, that the bill be postponed indefinitely,

It was determined in the affirmative, { Yeas, ... 20, / Nays, ... 8.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bagby, Bates, Bayard, Benton, Buchanan, Calhoun, Clayton, Crittenden, Cuthbert, Dayton, Huntington, King, McRoberts, Miller, Phelps, Porter, Tallmadge, Wright, Young.

Those who voted in the negative, are,

Messrs. Fulton, Kerr, Sevier, Simmons, Smith, of Indiana, Sturgeon, Walker, White.

So it was,

Resolved, That this bill be postponed indefinitely.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill (S. 200) for the augmentation of the marine corps, and for other purposes, having been reported by the committee correctly engrossed, was read a third time.

On motion by Mr. Archer,

The bill was amended by unanimous consent.

Resolved, That this bill pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The bill (H. R. 418) making appropriations for certain sites for marine hospitals therein mentioned, was read the first and second times, by unanimous consent, and referred to the Committee on Commerce.

The Senate proceeded to consider the amendments of the House of Representatives to the bill (S. 216) to provide for the satisfaction of claims arising under the 14th and 19th articles of the treaty of Dancing-rabbit creek, concluded in September, 1830; and,

Resolved, That they concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider the amendment of the House of Representatives to the bill (S. 53) authorizing the settlement and payment of certain claims of the State of Alabama; and,

Resolved, That they concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 287) for the relief of John W. Skidmore; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The said bill was read a third time by unanimous consent.

Resolved, That it pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The bill (S. 303) making compensation to pension agents, was read the second time, and considered, as in Committee of the Whole; and having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That the bill be engrossed, and read a third time.

The Senate proceeded to consider, as is Committee of the Whole, the bill (S. 31) supplementary to an act to provide for the adjustment of titles to land in the town of Detroit and Territory of Michigan, and for other purposes, passed April 21, 1806, together with the amendments reported thereto; and the reported amendments having been agreed to, and the bill further amended, it was reported to the Senate, and the amendments were concurred in.

Ordered, That the bill be engrossed, and read a third time.

On motion by Mr. Bates,

The Senate adjourned.

SATURDAY, August 13, 1842.

Mr. Wright presented a memorial of citizens of the State of Vermont, praying the imposition of specific duties on all foreign wool, for the protection of the domestic article; which was referred to the Committee on Manufactures.

Mr. Calhoun presented two memorials of citizens of the Territory of Florida, praying the admission of that Territory, as a State, into the Union; which were referred to the Committee on the Judiciary.

Mr. Sevier presented the memorial of David Kurtz and others, watchmen of the War and Navy Departments, praying that their compensations may not be reduced; which was ordered to lie on the table.

Mr. Preston, from the Committee on Military Affairs, to whom was referred the bill (H. R. 516) for the payment of Florida militia called into service in the years 1839 and 1840, reported it with an amendment; which was read.

Mr. Porter reported from the committee that they had examined and found duly enrolled the following acts:

H. R. 174. An act for the relief of George Sheffler;

H. R. 195. An act for the relief of John Jordeu;

H. R. 211. An act for the relief of the heirs and representatives of Thomas Atkinson, deceased;

H. R. 345. An act for the relief of the president, directors, and company of the Agricultural Bank of Mississippi;

H. R. 517. An act to grant pre-emption rights to settlers on the "Dubuque aim" (so called), in the Territory of Iowa.

Mr. Bates, from the Committee on Pensions, to whom the following bills ere referred:

H. R. 62. An act for the relief of James Deatley;

H. R. 156. An act for the relief of Mary Ripley;

H. R. 157. An act granting a pension to Daniel Story; reported them verally without amendment.

Mr. Bates also submitted adverse reports on the said bills; which were dered to be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the ll (H. R. 187) to increase the revolutionary invalid pension of John Looney, ported it without amendment.

Mr. Bates, from the Committee on Pensions, to whom was referred the pe- ion of John B. Lataille, submitted a report, accompanied by the following solution:

Resolved, That the prayer of the petition ought not to be granted.

Ordered, That the report be printed.

Mr. Williams reported from the committee that they had examined and und duly enrolled the following bills and joint resolution:

S. 53. An act authorizing the settlement and payment of certain claims the State of Alabama;

S. 157. An act to amend the act entitled, "An act supplementary to the t entitled, 'An act to amend the judicial system of the United States;'"

S. 18. Joint resolution declarative of the pension act of July 7, 1838.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The Speaker of the House of Representatives having gned thirteen enrolled bills, and an enrolled resolution, I am directed to ing them to the Senate for the signature of their President.

The President pro tempore signed the seven enrolled bills and the enrolled solution reported this day to have been examined, and the six enrolled bills ported to have been examined the 11th instant, and they were delivered the committee to be presented to the President of the United States.

The Senate proceeded to consider, as in Committee of the Whole, the ll (H. R. 132) to amend the acts of July, 1836 and 1838, allowing pen- ons to certain widows.

On motion by Mr. Graham,

To amend the bill by striking out the second section, amended as follows: "SEC. 2. *And be it further enacted*, That the widows of such officers id soldiers as have died since the passage of the acts of the 4th of July, 836, and of the 7th of July, 1838, and the widows of such as shall hereaf- r die, shall be entitled to pensions under those acts respectively, they being herwise entitled thereto, and widows at the time application for a pension made: *Provided*, That any amount of pension which may have been al- wed to the husband for any period subsequent to the 4th day of March, 1836, iall be deducted from the pension as allowed hereby;"

It was determined in the affirmative, { Yeas, ... 22, Nays, ... 15.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present:

Those who voted in the affirmative, are,

Messrs. Allen, Bayard, Benton, Berrien, Calhoun, Clayton, Crafts, Crit-

tenden, Cuthbert, Dayton, Fulton, Graham, Henderson, Kerr, King, McRoberts, Mangum, Sturgeon, Tappan, Williams, Wright, Young.

Those who voted in the negative, are,

Messrs. Bates, Buchanan, Evans, Huntington, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Tallmadge, White, Wilcox, Woodbridge, Woodbury.

No further amendment being made, the bill was reported to the Senate, and the amendment was concurred in.

On the question, "Shall the amendment be engrossed, and the bill read a third time?"

It was determined in the affirmative, { Yeas, ... 24, Nays, ... 14.

On motion by Mr. Calhoun,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bates, Bayard, Berrien, Buchanan, Clayton, Conrad, Crittenden, Dayton, Evans, Graham, Huntington, Kerr, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Tallmadge, White, Wilcox, Williams, Woodbridge, Woodbury.

Those who voted in the negative, are,

Messrs. Allen, Benton, Calhoun, Crafts, Cuthbert, Fulton, Henderson, King, McRoberts, Mangum, Sturgeon, Tappan, Wright, Young.

So it was,

Ordered, That the amendment be engrossed, and the bill read a third time.

The amendment to the bill (H. R. 468) to establish a police for the protection of public and private property in the city of Washington, and for other purposes, having been reported by the committee correctly engrossed, the bill was read a third time.

On the question, "Shall this bill pass with an amendment?"

It was determined in the affirmative, { Yeas, ... 21, Nays, ... 15.

On motion by Mr. Calhoun,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bates, Bayard, Berrien, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Henderson, Kerr, Miller, Morehead, Phelps, Preston, Simmons, Smith, of Indiana, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Benton, Calhoun, Clayton, Cuthbert, King, Linn, McRoberts, Smith, of Connecticut, Sturgeon, Tappan, Wilcox, Williams, Woodbury, Wright.

On motion by Mr. Bayard,

The title was amended.

So it was,

Resolved, That this bill pass with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The following bills having been reported by the committee correctly engrossed, were severally read a third time:

S. 31. A bill supplementary to "An act to provide for the adjustment of titles to land in the town of Detroit, and Territory of Michigan, and for other purposes," passed April 21, 1806;

S. 303. A bill making compensation to pension agents.

Resolved, That the said bills pass, and that their respective titles be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the bill (S. 314) entitled, "An act for the relief of Nathaniel Mitchell;" also the bill (S. 142) entitled, "An act further supplementary to an act entitled, 'An act to establish the judicial courts of the United States,' passed the twenty-fourth day of September, seventeen hundred and eighty-nine."

They have passed the bill (S. 269) to amend an act entitled, "An act to provide for the payment of horses or other property, lost or destroyed in the military service of the United States," approved the 18th day of January, 1837, with amendments; in which they request the concurrence of the Senate.

They recede from their amendment to the amendment of the Senate, disagreed to by the Senate, to the bill (S. 108) for the relief of Hezekiah Cunningham.

They have passed the following bills:

H. R. 329. An act to establish an additional land office in Florida;

H. R. 331. An act to confirm the sale of public lands in certain cases;

H. R. 530. An act for the relief of William Willis, of Monroe county, Virginia; in which they request the concurrence of the Senate.

The said bills from the House of Representatives, were severally read the first and second times, by unanimous consent.

Ordered, That bills numbered 329 and 331, be severally referred to the Committee on Public Lands; and that bill numbered 530, be referred to the Committee on Pensions.

The Senate proceeded to consider the amendments of the House of Representatives to the bill (S. 269) to amend an act entitled, "An act to provide for the payment of horses or other property lost or destroyed in the military service of the United States," approved the 18th of January, 1837; and,

Resolved, That they concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 516) for the payment of Florida militia called into service in the years 1839 and 1840, together with the amendment reported thereto; and, having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That the amendment be engrossed, and the bill read a third time.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 539) legalizing and making appropriations for such necessary objects as have been usually included in the general appropriation bills without authority of law, and to fix and provide for certain incidental expenses of the Departments and offices of the Government, and for other purposes, together with the amendments reported thereto.

The following amendment being under consideration:

Page 26, insert: "*For compensation to two commissioners to examine*

claims under the treaty with the Cherokees of eighteen hundred and thirty-five, and pay of a secretary, and provisions for Indians during the session of the board, and for contingent expenses, thirteen thousand five hundred dollars; and for arrearages of the late board of commissioners under same treaty, one thousand five hundred and fifty-eight dollars;"

A motion was made by Mr. Sevier, to amend the proposed amendment, by inserting, at the end thereof: "*And to pay any arrearages that may be found to be due or to have been incurred in holding a treaty in the year eighteen hundred and thirty-five, with the Camanche and other wild tribes of Indians, at Camp Holmes, west of Arkansas, by General Arbuckle and Governor Montford Stokes, acting as commissioners on the part of the United States, not to exceed the sum of two thousand one hundred and eighty-seven dollars;*"

It was determined in the negative, { Yeas, ... 16, / Nays, ... 20.

On motion by Mr. Sevier,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Benton, Fulton, Kerr, Linn, Mangum, Porter, Sevier, Smith, of Connecticut, Smith, of Indiana, Sturgeon, Tallmadge, Tappan, Walker, White, Woodbury.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Berrien, Buchanan, Calhoun, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Henderson, Huntington, King, Miller, Morehead, Phelps, Sprague, Woodbridge.

So,

The amendment was disagreed to.

On motion by Mr. Kerr,

To amend the bill, section 21, page 26, after the 415th line, insert:

"*For the relief of Samuel Walker, of the city of Washington, on account of injuries sustained by him while engaged at the work, and in the service of the United States, upon the Treasury building, in the city of Washington, five hundred dollars;*

"*For the relief of Francis G. Beatty, on account of injuries sustained by him while engaged at the work, and in the service of the United States upon the Treasury building, in the city of Washington, five hundred dollars;*"

It was determined in the affirmative, { Yeas, ... 20, / Nays, ... 13.

On motion by Mr. Henderson,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Benton, Conrad, Crafts, Crittenden, Dayton, Evans, Fulton, Kerr, King, Miller, Morehead, Phelps, Porter, Preston, Sevier, Smith, of Connecticut, Smith, of Indiana, Sprague, Tallmadge.

Those who voted in the negative, are,

Messrs. Archer, Bagby, Berrien, Calhoun, Graham, Henderson, Linn, Mangum, Tappan, Wilcox, Williams, Woodbury, Wright.

The bill, having been further amended, was reported to the Senate.

On motion,

The Senate adjourned.

MONDAY, AUGUST 15, 1842.

Mr. Calhoun presented a memorial of citizens of Gadsden county, in Florida, praying that the Territory of Florida may be admitted as a State into the Union; which was referred to the Committee on the Judiciary.

Mr. Archer presented a preamble and resolutions adopted at a meeting of citizens of Amelia county, Virginia, in opposition to the policy of encouraging and protecting domestic manufactures by the imposition of duties on foreign importations; which was ordered to lie on the table.

On motion by Mr. Archer, that they be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Walker, from the Committee on Public Lands, to whom was referred the bill (H. R. 331) to confirm the sale of public lands in certain cases, reported it with an amendment; which was read, and ordered to be printed.

The Senate proceeded to consider the report of the Committee on Pensions on the petition of Mary Dunscomb; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

The Senate proceeded to consider the resolution reported by the Committee on Pensions on the petition of John Martin; and, in concurrence therewith,

Resolved, That the prayer of the petitioner be denied.

The Senate proceeded to consider the resolution reported by the Committee on Pensions on the petition of the heirs of Joseph Wheaton; and, in concurrence therewith,

Resolved, That the prayer of the petition can not be granted.

Mr. Williams reported from the committee that they had this day presented to the President of the United States the following acts:

H. R. 111. An act for the relief of Joseph F. Caldwell;

H. R. 161. An act for the relief of Mary Johnson;

H. R. 174. An act for the relief of George Sheffler;

H. R. 195. An act for the relief of John Jorden;

H. R. 211. An act for the relief of the heirs and representatives of Thomas Atkinson, deceased;

H. R. 335. An act to compensate the township of Dublin, in Mercer county, Ohio, for the loss of school lands;

H. R. 345. An act for the relief of the president, directors, and company of the Agricultural Bank of Mississippi;

H. R. 517. An act to grant the pre-emption rights to settlers on the "Dubuque claim" (so called), in the Territory of Iowa;

H. R. 542. An act to change the name of the port of Portland, in the State of Ohio, to that of Sandusky;

H. R. 569. An act requiring foreign regulations of commerce to be laid annually before Congress;

H. R. 572. An act explanatory of an act entitled, "An act to constitute the ports of Stonington, Mystic river, and Pawcatuck river, a collection district."

S. 53. An act authorizing the settlement and payment of certain claims of the State of Arkansas;

S. 157. An act to amend the act entitled, "An act supplementary to an act entitled, 'An act to amend the judicial system of the United States.'"

S. R. 18. Joint resolution declarative of the pension act of July 7, 1838.

Mr. Porter reported from the committee that they had examined and found duly enrolled the following acts:

S. 103. An act for the relief of Hezekiah Cunningham;

S. 142. An act further supplementary to an act entitled, "An act to establish the judicial courts of the United States," passed the 24th of September, 1789;

S. 216. An act to provide for the satisfaction of claims arising under the 14th and 19th articles of the treaty of Dancing-rabbit creek, concluded in September, 1830;

S. 269. An act to amend an act entitled, "An act to provide for the payment of horses or other property lost or destroyed in the military service of the United States," approved the 18th day of January, 1837;

S. 314. An act for the relief of Nathaniel Mitchell.

The bill (S. 300) for the relief of Johnson K. Rogers was read the second time, and considered, as in Committee of the Whole; and,

On motion by Mr. King,

Ordered, That it lie on the table.

The Senate resumed, as in Committee of the Whole, the bill (S. 298) to provide for ascertaining and disposing of the lead mineral land in the State of Illinois and the Territories of Wisconsin and Iowa; and, having been amended, it was reported to the Senate, and the amendments were concurred in.

Ordered, That it be engrossed, and read a third time.

The said bill was read a third time, and the title amended.

Resolved, That it pass, and the title thereof be "An act to provide for ascertaining and disposing of the lead and mineral lands in the States of Illinois and Arkansas and the Territories of Wisconsin and Iowa, and for other purposes."

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (S. 270) to authorize the adjustment of the claim of the municipality (No. 1) of the city of New Orleans to certain lands within said municipality, and now in the occupation of the United States.

On motion by Mr. Buchanan, that the further consideration thereof be postponed to the first Monday of December next,

It was determined in the affirmative, { Yeas, ... 26, / Nays, ... 15.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Bayard, Benton, Buchanan, Calhoun, Clayton, Cuthbert, Dayton, Fulton, King, Linn, McRoberts, Miller, Phelps, Rives, Smith, of Connecticut, Sprague, Sturgeon, Tappan, Walker, Williams, Woodbridge, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Berrien, Choate, Conrad, Crittenden, Evans, Graham, Henderson, Mangum, Porter, Preston, Smith, of Indiana, Tallmadge.

So, it was

Ordered, That the bill be postponed to the first Monday in December next.

The amendments to the following bills having been reported by the committee correctly engrossed, the bills were severally read a third time:

H. R. 132. An act to amend the acts of July, 1836 and 1838, allowing pensions to certain widows;

H. R. 516. An act for the payment of Florida militia called into service in the years 1839 and 1840.

Resolved, That the said bills pass with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

A message from the House of Representatives, by Mr. Clarke their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 364) entitled, "An act for the relief of Joseph Parker," in which they request the concurrence of the Senate.

The bill last mentioned from the House of Representatives (H. R. 364) was read the first and second times, by unanimous consent, and referred to the Committee on Pensions.

The Senate resumed the consideration of the bill, on its third reading (S. 222), for the relief of Caspar W. Wever; and,

On motion by Mr. Crittenden,

Ordered, That it lie on the table.

The Senate resumed the consideration of the resolution passed by the House of Representatives fixing the time for the adjournment of the present session of Congress.

On motion by Mr. Preston, that it lie on the table,

It was determined in the affirmative, { Yeas, ... 23, / Nays, ... 12.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bates, Bayard, Benton, Berrien, Buchanan, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Kerr, Miller, Morehead, Porter, Preston, Rives, Smith, of Indiana, Sprague, Woodbridge.

Those who voted in the negative, are,

Messrs. Bagby, Calhoun, Fulton, Henderson, McRoberts, Mangum, Sevier, Walker, White, Woodbury, Wright, Young.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 95 A) for the relief of John Underwood; and, no amendment being made, it was reported to the Senate.

On the question, "Shall this bill pass to a third reading,"

It was determined in the affirmative, { Yeas, ... 22, / Nays, ... 14.

On motion by Mr. Morehead,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bates, Berrien, Buchanan, Choate, Clayton, Conrad, Crittenden, Dayton, Evans, Graham, Huntington, Kerr, Linn, Mangum, Miller, Phelps, Porter, Preston, Walker, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Calhoun, Crafts, Henderson, Morehead, Sevier, Smith, of Indiana, Tappan, Wilcox, Williams, Woodbury, Wright.

So,

The bill passed to a third reading.

The said bill was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill (S. 39) for the settlement of the claims of New Hampshire against the United States was read a second time, and considered, as in Committee of the Whole; and,

On motion by Mr. Crittenden,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 510) for the relief of certain settlers in the Territory of Wisconsin; and, having been amended, it was reported to the Senate.

Ordered, That the amendments be engrossed, and the bill read a third time.

The bill (H. R. 507) to authorize the selection of school lands in lieu of those granted to the half-breeds of the Sac and Fox Indians was considered, as in Committee of the Whole; and, no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 323) entitled, "An act for the relief of Charles F. Sibbald;" and,

On motion by Mr. Buchanan,

The Senate adjourned.

TUESDAY, August 16, 1842.

Mr. Williams presented the petition of John A. Dickerson, a carpenter in the navy of the United States, praying to be allowed extra compensation for the performance of duties, as a "master of ordinary," which he was required to discharge.

Ordered, That it be referred to the Committee on Naval Affairs.

On motion by Mr. Williams,

Ordered, That the Committee on Naval Affairs be discharged from the further consideration of the petition of James O'Connor.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 256) for the relief of George Sutherland, reported it without amendment, and submitted an adverse report on the subject, which was ordered to be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 179) for the relief of Frederick Perrigo, reported it without amendment.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (S. 9) granting a pension to Pamela Allen, widow of the late Samuel Allen, a soldier of the Revolution, reported it without amendment.

Mr. Bates also submitted a report on the subject, which was ordered to be printed.

Mr. Phelps, from the Committee on Pensions, to whom was referred the bill (H. R. 138) for the relief of David Freelove, reported it without amendment.

Mr. Phelps, from the Committee on Pensions, to whom was referred the bill (H. R. 364) for the relief of Joseph Parker, reported it without amendment.

Mr. Phelps, from the Committee on Pensions, to whom was referred the bill (H. R. 159) granting a pension to Mary Summers, reported it without amendment, and submitted an adverse report on the subject, which was ordered to be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the petition of Susannah White, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner be denied.

Ordered, That the report be printed.

On motion by Mr. Graham,

Ordered, That the Committee on Pensions be discharged from the further consideration of the petition of Jonah Barto.

A message from the President of the United States, by Mr. Tyler, his Secretary:

Mr. President: The President of the United States this day approved and signed the following acts:

An act authorizing the settlement and payment of certain claims of the State of Alabama;

An act to amend the act entitled, "An act supplementary to the act entitled, 'An act to amend the judicial system of the United States;'" and,

A joint resolution declarative of the pension act of July 7, 1836.

Ordered, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a resolution (H. R. 17) in relation to the maps, charts, &c., of the exploring expedition; in which they request the concurrence of the Senate.

The Speaker of the House of Representatives having signed five enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The President signed the five enrolled bills yesterday reported to have been examined, and they were delivered to the committee to be presented to the President of the United States.

The resolution (H. R. 17) in relation to the maps, charts, &c., of the exploring expedition, was read the first and second times, by unanimous consent, and referred to the Committee on Naval Affairs.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 45) for the relief of the Springfield Manufacturing company, and no amendment being made, it was reported to the Senate.

On the question, "Shall this bill pass to a third reading?"

It was determined in the affirmative, { Yeas, ... 18, / Nays, ... 17.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bates, Choate, Clayton, Conrad, Crafts, Evans, Huntington, Kerr, Miller, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bayard, Benton, Buchanan, Calhoun, Cuthbert, King, Linn, Mangum, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Woodbury, Wright, Young.

So,

The bill passed to a third reading.

The said bill was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The amendments to the bill (H. R. 510) for the relief of certain settlers in the Territory of Wisconsin, having been reported by the committee correctly engrossed, the bill was read a third time.

Resolved, That this bill pass with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate resumed the consideration of the bill (H. R. 539) legalizing and making appropriations for such necessary objects as have been usually included in the general appropriation bills without authority of law, and to fix and provide for certain incidental expenses of the departments and offices of the Government, and for other purposes.

On the question to concur in the following amendment:

Page 26. Insert:

"*For compensation to two commissioners to examine claims under the treaty with the Cherokees of eighteen hundred and thirty-five, and pay of a secretary, and provisions for Indians during the session of the board, and for contingent expenses, thirteen thousand five hundred dollars; and for arrearages of the late board of commissioners under same treaty, one thousand five hundred and fifty-eight dollars;*"

A motion was made by Mr. Sevier to amend the amendment by inserting at the end thereof, the following: "*and to pay any arrearages that may be found to be due, or to have been incurred in holding a treaty in the year eighteen hundred and thirty-five, with the Camanche and other wild tribes of Indians, at Camp Holmes, west of Arkansas, by General Arbuckle and Governor Montfort Stokes, acting as commissioners on the part of the United States, not to exceed the sum of two thousand one hundred and eighty-seven dollars;*"

It was determined in the affirmative, { Yeas, ... 22, / Nays, ... 9.

On motion by Mr. Sevier,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Bates, Bayard, Benton, Berrien, Choate, Crittenden, Cuthbert, Dayton, Fulton, Kerr, Linn, Mangum, Sevier, Smith, of Indiana, Sturgeon, Tallmadge, Walker, White, Wilcox, Woodbury.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Clayton, Evans, Graham, Henderson, Huntington, Miller, Woodbridge.

The amendment as amended was then agreed to.

The bill having been further amended and the amendments concurred in;

Ordered, That the amendments be engrossed, and the bill read a third time.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives concur in the report of the managers at the conference on the disagreeing vote of the two Houses on the amendments to the bill (No. 76) entitled, "An act making appro-

priations for the support of the army and of the military academy for the year 1842."

They concur in the amendment of the Senate to the bill (H. R. 516) entitled, "An act for the payment of the Florida militia, called into service in the years 1839 and 1840."

They also concur in the report of the managers at the second conference, on the disagreeing votes of the two Houses, on the bill (S. 283) "respecting the organization of the army, and for other purposes."

The Senate resumed, as in Committee of the Whole, the consideration of the bill (H. R. 323) entitled, "An act for the relief of Charles F. Sibbald;" and having been amended, it was reported to the Senate, and the amendments were concurred in.

Ordered, That the amendments be engrossed, and the bill read a third time.

On motion by Mr. Wright,

Ordered, That the bill, as amended, be printed.

On motion,

The Senate adjourned.

WEDNESDAY, AUGUST 17, 1842.

Mr. Calhoun presented a memorial of citizens of Florida, praying that the Territory of Florida may be admitted as a State into the Union, and that a liberal grant of public lands within her limits may be made for the purpose of putting the government into successful operation; which was referred to the Committee on the Judiciary.

On motion by Mr. Phelps,

Ordered, That the heirs of Oliver Parish have leave to withdraw their petition and papers.

Mr. Crafts, from the Committee on Printing, reported against printing the preamble and resolutions adopted at a meeting of the citizens of Amelia county, Virginia; and the report was concurred in.

Mr. Phelps, from the Committee on Revolutionary Claims, to whom was referred the bill (H. R. 243) for the relief of the representatives of Major General Baron de Kalb, deceased, reported it without amendment.

On motion by Mr. Bates,

Ordered, That the Committee on Pensions be discharged from the further consideration of the bill (H. R. 133) for the relief of Frederick Hopkins and from the further consideration of the petition of the widow of David Lynn.

Mr. Bates, from the Committee on Pensions, to whom was referred the petition of Moses Archer, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petition ought not to be granted.

Ordered, That the report be printed.

Mr. Crittenden had leave, by unanimous consent, to bring in a resolution (S. R. 20) authorizing the Secretary of the Treasury to carry into effect a provisional contract for the purchase of a light-house site at the southwest pass of the Mississippi river; which was read, and passed to the second reading.

The Senate proceeded to consider the report of the Committee of Claims on the memorial of Margaret Blennerhassett; and,

On motion by Mr. Woodbridge,

Ordered, That it lie on the table.

The Senate proceeded to consider the resolution reported by the Committee on Pensions on the petition of Daniel Davis; and, in concurrence therewith,

Resolved, That the prayer of the petitioner ought not to be granted.

Mr. Williams reported from the committee that they had examined and found duly enrolled the following bills:

H. R. 45. An act for the relief of the Springfield Manufacturing Company;

H. R. 75. An act making appropriations for the support of the army and of the military academy for the year 1842;

H. R. 95 A. An act for the relief of John Underwood;

H. R. 507. An act to authorize the selection of school lands in lieu of those granted to the half-breeds of the Sac and Fox Indians;

H. R. 516. An act for the payment of Florida militia called into service in the years 1839 and 1840.

The Senate resumed the consideration of the motion made by Mr. Preston the tenth instant, to reconsider the vote on ordering to be engrossed the amendment of the Senate to the bill (H. R. 402) making appropriations to supply a deficiency in the navy pension fund; and,

On the question to agree thereto,

It was determined in the negative, { Yeas, ... 25, / Nays, ... 19.

On motion by Mr. Williams,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bates, Choate, Clayton, Crafts, Evans, Graham, Huntington, Kerr, Mangum, Miller, Phelps, Preston, Smith, of Indiana, Tallmadge, Walker, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Archer, Bagby, Benton, Buchanan, Calhoun, Crittenden, Cuthbert, Fulton, Linn, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Wilcox, Williams, Woodbury, Wright, Young.

So the motion was not agreed to.

The amendments to the said bill having been reported by the committee correctly engrossed, the bill was read a third time.

On the question, "Shall this bill pass?"

It was determined in the affirmative, { Yeas, ... 26, / Nays, ... 2.

On motion by Mr. White,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Bagby, Barrow, Bayard, Buchanan, Clayton, Crafts, Crittenden, Cuthbert, Evans, Fulton, Graham, Linn, Mangum, Miller, Sevier, Smith, of Indiana, Sturgeon, Tappan, Walker, Wilcox, Williams, Wright, Young.

Those who voted in the negative, are,

Messrs. Bates, White.

So it was

Resolved, That this bill pass, with an amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

The amendments to the bill (H. R. 323) for the relief of Charles F. Sib-

bald, having been reported by the committee correctly engrossed, the bill was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Evans, from the committee on the second conference on the disagreeing votes of the two Houses on the bill (S. 283) respecting the organization of the army, and for other purposes, reported:

"That they have met a committee appointed on the part of the House of Representatives, and, after a full and free conference upon the subject of said disagreeing votes, the said committee have agreed to recommend, and do recommend, to their respective Houses as follows:

"1st. That the House recede from its first amendment to the first section of said bill, and agree to said first section, amended by inserting after the word 'privates,' in the eighth line, 'and the second regiment of dragoons now in service shall be converted, after the fourth day of March next, into a regiment of riflemen;' and that the Senate agree to amend said first section accordingly.

"2d. That the Senate recede from its disagreement to the second amendment of the House to said first section, in the eleventh and fifteenth lines, and agree to said amendments.

"3d. That the Senate recede from its disagreement to the third amendment of the House, adding a proviso to the end of the first section, and agree to said amendment.

"4th. That the House recede from its amendment to the second section of said bill, and agree to said section amended, by adding thereto 'and that, from and after the first day of October next, the master armorers at the national armories shall receive each twelve hundred dollars annually, payable quarter yearly, and the inspectors and clerks each eight hundred dollars per annum, and the paymasters and military storekeepers, at the armories and at the arsenals of construction at Pittsburg, Watervliet, and Washington city, shall receive each twelve hundred and fifty dollars annually, payable in like manner, and the said paymasters and military storekeepers shall give security for the faithful discharge of their duties, in such sum as the Secretary of War shall prescribe; and the two military storekeepers, authorized by the act of one thousand eight hundred and twenty-one, shall receive each twelve hundred and fifty dollars per annum. And no military storekeepers at arsenals shall, after the first day of October next, receive, as pay or emoluments, beyond eight hundred dollars per annum, beside quarters actually provided and occupied as such, and the number authorized to be thus employed is hereby limited to ten. And all other offices of military storekeepers are hereby abolished and discontinued on and after said first day of October, and the officers hereby dismissed shall be allowed three months' pay, in addition to the pay and emoluments to which they may be entitled on that day. And none of the above-named officers, and no officers at the armories, of any grade whatever, shall hereafter receive emoluments of any kind, or any compensation, or commutation, beyond their stipulated pay, in money, except quarters actually provided for and occupied by such officers.'

"5th. That the Senate recede from its disagreement to the amendments of the House to the fourth section of said bill, and agree to said amendments with an amendment, viz: after the word 'offices,' in the second line, insert: 'of one inspector general,' and that the House agree to said amendment.

"6th. That the Senate recede from its disagreement to the amendment of the House to the sixth section of said bill, and agree to said amendment."

The Senate proceeded to the consideration of the said report; and,

On the question to agree thereto,

It was determined in the affirmative, { Yeas, ... 29, Nays, ... 7.

On motion by Mr. Bates,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Barrow, Bayard, Benton, Buchanan, Calhoun, Clayton, Crafts, Crittenden, Evans, Fulton, Graham, Kerr, King, Linn, Mangum, Miller, Porter, Preston, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wilcox, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Bates, Choate, Phelps, Smith, of Indiana, Tallmadge, White, Woodbridge.

So it was,

Resolved, That the Senate agree to the said report, and that the bill be amended accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 90) for the relief of James Tongue, John Scrivener, and the legal representatives of William Hodson, deceased; and, after debate,

On motion by Mr. Evans,

Ordered, That the further consideration thereof be postponed until to-morrow.

The amendments to the bill (H. R. 539) legalizing and making appropriations for such necessary objects as have been usually included in the general appropriation bills without authority of law, and to fix and provide for certain incidental expenses of the departments and officers of Government, and for other purposes, having been reported by the committee correctly engrossed, the bill was read a third time.

Resolved, That this bill pass, with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

On motion by Mr. Tappan, to reconsider the vote on passing the bill last mentioned;

It was determined in the negative.

After the consideration of Executive business,

The Senate adjourned.

THURSDAY, August 18, 1842.

Mr. Wright presented the memorial of the President and Directors of the New York and Albany Railroad Company, praying that the railroad iron imported for the use of their railroad may be exempted from duty; which was referred to the Committee on Finance.

On motion by Mr. Wright, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Archer, from the Committee on Naval Affairs, to whom was referred the resolution (H. R. 17) in relation to the maps, charts, &c., of the exploring expedition, reported it without amendment, and that the resolution ought ot to pass.

Mr. Woodbridge, from the Committee on Commerce, to whom was referred the bill (H. R. 444) making an appropriation for filling up the ground in the rear of the sea-wall at St. Augustine, reported it without amendment, and submitted an adverse report on the subject; which was ordered to be printed.

Mr. Crittenden, from the Committee on the Judiciary, to whom was referred the bill (H. R. 210) regulating the taking of testimony in cases of contested elections, reported it without amendment.

Mr. Conrad submitted the following motion for consideration:

Resolved, That the Secretary of the Treasury be requested to examine into the nature of the claim of the municipality No 1, of the city of New Orleans, to the square of ground on which the custom-house at the city of New Orleans is constructed, and to report to the Senate, at the next session of Congress, all the material facts connected with said claim, and his opinion of the legality thereof.

On motion by Mr. Woodbury,

Ordered, That the resolution be printed.

The resolution (S. 20) authorizing the Secretary of the Treasury to carry into effect a provisional contract for the purchase of a light-house site at the southwest pass of the Mississippi river, was read the second time, and referred to the Committee on Finance.

On motion by Mr. Wright,

Ordered, That the Committee of Claims be discharged from the further consideration of the documents in relation to the claim of the administrator of Joseph Edson, late marshal of the Vermont district, for the payment of certain poundage fees.

Mr. Williams reported, from the committee, that they had examined, and found duly enrolled, the bill (S. 283) respecting the organization of the army, and for other purposes.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the bill from the Senate (S. 286) to define and establish the fiscal year of the Treasury of the United States.

The President of the United States approved and signed, the 16th instant, the following acts:

H. R. 542. An act to change the name of the port of entry on Lake Erie, known as Portland, to that of Sandusky;

H. R. 569. An act requiring foreign regulations of commerce to be laid annually before Congress;

H. R. 335. An act to compensate the township of Dublin, in Mercer county, Ohio, for the loss of school lands;

H. R. 161. An act granting a pension to Mary Johnson;

H. R. 195. An act for the relief of John Jorden;

H. R. 517. An act to grant pre-emption rights to the settlers on the Dubuque claim, so called, in the Territory of Iowa;

H. R. 211. An act for the relief of the heirs and representatives of Thomas Atkinson, deceased;

H. R. 174. An act for the relief of George Sheffler;

H. R. 345. An act for the relief of the President, Directors, and Company, of the Agricultural Bank of Mississippi;

H. R. 572. An act explanatory of an act, entitled, "An act to constitute the ports of Stonington, Mystic river, and Pawcatuck river, a collection district;" and,

H. R. 111. An act for the relief of Joseph F. Caldwell.

The Speaker of the House of Representatives having signed five enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The President pro tempore signed the five enrolled bills (H. R. 45, 75, 95 A, 507, 516) yesterday reported to have been examined; and they were delivered to the committee, to be presented to the President of the United States.

After the consideration of Executive business,

The Senate adjourned.

FRIDAY, AUGUST 19, 1842.

The President pro tempore laid before the Senate a report of the Secretary of the Navy, made in compliance with a resolution of the Senate, accompanied by a report on Thomas S. Easton's second invention for preventing explosions in steamboat boilers; which was read.

On motion by Mr. Bagby, that it be printed,

Ordered, That the motion be referred to the Committee on Printing.

On motion by Mr. Bagby,

Ordered, That five hundred copies of the report of the Secretary of the Navy, of the 24th June, on the same subject, be printed, in addition to the number heretofore ordered.

Mr. Bates, from the Committee on Pensions, to whom the following bills were referred—

H. R. 272. An act for the relief of Amy Van Wart;

H. R. 262. An act for the relief of Margaret McMurtry, widow of John McMurtry, deceased;

H. R. 143. An act for the relief of Maria Fowler;

H. R. 173. An act for the relief of Samuel Edgecomb;

H. R. 276. An act for the relief of Mary Pike, widow of Simeon Pike; reported them, severally, without amendment, and submitted adverse reports thereon; which were ordered to be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 220) for the relief of Dennis Dygert, reported it with an amendment; which was read.

On motion by Mr. Bates,

Ordered, That the Committee on Pensions be discharged from the further consideration of the bill (H. R. 282) entitled, "An act for the relief of F. R. de Bellevue," and that it be referred to the Committee on Naval Affairs.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (H. R. 446) to provide for the completion of the penitentiary in the Territory of Iowa, reported it with amendments; which were read.

Mr. Bates, from the Committee on Pensions, to whom was referred the petition of citizens of Pennsylvania, praying that provision may be made for the officers and soldiers who served under General Anthony Wayne, submitted a report, accompanied by a resolution,

"That the prayer of the petition ought not to be granted."

Ordered, That the report be printed.

The bill (S. 305) to regulate the use, and correct the abuse, of the franking privilege, was read the second time, and considered, as in Committee of the Whole; and,

On motion,

Ordered, That it lie on the table.

The bill (H. R. 331) to confirm the sale of public lands, in certain cases, was considered, as in Commttlee of the Whole, together with the amendment reported thereto: and, having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That the amendment be engrossed, and the bill read a third time.

The amendment to the said bill having been reported by the committee correctly engrossed, the bill was read a third time.

Resolved, That this bill pass, with an amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

The bill (S. 307) for the relief of Thomas B. Parsons was read the second time, and considered, as in Committee of the Whole; and, no amendment being made, the bill was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The said bill was read a third time, by unanimous consent.

Resolved, That it pass.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider the following bills, as in Committee of the Whole:

H. R. 69. An act to authorize the payment of the seven years' half-pay on account of the revolutionary services of Captain William Kelly;

H. R. 155. An act granting a pension to Asahel Kingsley; and,

On motion by Mr. Bates,

Ordered, That they be severally postponed indefinitely.

Ordered, That the Secretary notify the House of Representatives thereof.

The Senate proceeded to consider the following bills, as in Committee of the Whole:

H. R. 222. An act for the relief of Jehosaphat Briggs;

H. R. 267. An act for the relief of Elizabeth Gibbs;

H. R. 268. An act for the relief of Christiana Low; and, no amendment being made, they were reported to the Senate.

Ordered, That they severally pass to a third reading.

The said bills were severally read a third time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

After the consideration of Executive business,

The Senate adjourned.

SATURDAY, AUGUST 20, 1842.

Mr. Williams reported from the committee that they had examined and found duly enrolled the following bills:

H. R. 222. An act for the relief of Jehosaphat Briggs;

H. R. 267. An act for the relief of Elizabeth Gibbs;

H. R. 268. An act for the relief of Christiana Low.

The Senate resumed the consideration of the resolution from the House of Representatives fixing a time for the adjournment of the present session of Congress.

A motion having been made by Mr. Preston to amend the resolution;

On motion by Mr. Tallmadge,

That the resolution lie on the table;

It was determined in the affirmative, { Yeas, ... 25, / Nays, ... 23.

On motion by Mr. Young,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bates, Benton, Berrien, Buchanan, Calhoun, Choate, Conrad, Crafts, Cuthbert, Evans, Fulton, Huntington, Kerr, King, Linn, Phelps, Porter, Rives, Sevier, Simmons, Sprague, Sturgeon, Tallmadge, Wilcox, Williams.

Those who voted in the negative, are,

Messrs. Allen, Archer, Bagby, Barrow, Bayard, Clayton, Crittenden, Dayton, Graham, Henderson, Mangum, Merrick, Miller, Morehead, Preston, Smith, of Connecticut, Smith, of Indiana, Tappan, White, Woodbridge, Woodbury, Wright, Young.

So,

The resolution was ordered to lie on the table.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives concur in the amendments of the Senate to bills of the House of Representatives of the following titles:

H. R. 132. An act to amend the acts of July, eighteen hundred and thirty-six, and eighteen hundred and thirty-eight, allowing pensions to certain widows;

H. R. 323. An act for the relief of Charles F. Sibbald;

H. R. 402. An act to supply a deficiency in the navy pension fund;

H. R. 510. An act for the relief of certain settlers in the Territory of Wisconsin;

H. R. 468. An act to establish an auxiliary watch for the protection of public and private property in the city of Washington, and for other purposes.

They disagree to the amendment of the Senate to the bill (H. R. 331) "to confirm the sale of public lands in certain cases."

They have passed the bill from the Senate (S. 266) for the relief of Charles D. Hammond and Augustus H. Kenan, with an amendment; in which they request the concurrence of the Senate.

They have passed a resolution (H. R. 18) to institute proceedings to ascertain the title to Rush island ceded in the Caddo treaty; in which they request the concurrence of the Senate.

The Speaker of the House of Representatives having signed three enrolled bills, I am directed to bring them to the Senate for the signature of their President.

Mr. Porter reported from the committee that they had examined and found duly enrolled the following bills:

H. R. 132. An act to amend the acts of July, eighteen hundred and thirty-six, and eighteen hundred and thirty-eight, allowing pensions to certain widows;

H. R. 323. An act for the relief of Charles F. Sibbald;

H. R. 402. An act making an appropriation to supply a deficiency in the navy pension fund;

H. R. 468. An act to establish an auxiliary watch for the protection of public and private property in the city of Washington;

H. R. 510. An act for the relief of certain settlers in the Territory of Wisconsin.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives agree to the 1st, 2d, 4th, 5th, 6th, 10th, 13th, 14th, 15th, 16th, 17th, 19th, 20th, 21st, 22d, 23d, 24th, 26th, 27th, 28th, 29th, 30th, 32d, 33d, 34th, 35th, 39th, 44th, 49th, and 52d amendments of the Senate to the bill (H. R. 539) legalizing and making appropriations for such necessary objects as have usually been included in the general appropriation bills, without authority of law, and to fix and provide for certain incidental expenses of the departments and offices of the Government, and for other purposes.

They agree to the 3d and 46th amendments of the Senate, with amendments, in which they request the concurrence of the Senate.

They disagree to the 7th, 8th, 9th, 11th, 12th 18th 25th 31st, 36th, 37th, 38th, 40th, 41st, 42d, 43d, 45th, 47th, 48th, 50th, 51st, and 53d amendments of the Senate to the said bill.

The Speaker of the House of Representatives having signed six enrolled bills, I am directed to bring them to the Senate for the signature of their President.

After the consideration of Executive business,

The Senate adjourned.

MONDAY, August 22, 1842.

The President pro tempore signed the eight enrolled bills reported to have been examined the 20th instant; and they were delivered to the committee, to be presented to the President of the United States.

Mr. Williams reported, from the committee, that they had examined, and found duly enrolled, the bill (S. 286) entitled, "An act to define and establish the fiscal year of the Treasury of the United States," the bill (S. 256) entitled, "An act to provide for publishing an account of the discoveries made by the exploring expedition under the command of Lieutenant Wilkes, of the United States navy," and the bill (S. 266) entitled, "An act for the relief of Charles D. Hammond and Augustus H. Kenan."

Mr. Bayard, from the Committee on Finance, to whom was referred the resolution (S. 20) authorizing the Secretary of the Treasury to carry into effect a provisional contract for the purchase of a light-house site at the southwest pass of the Mississippi river, reported it with an amendment.

Mr. Bates, from the Committee on Pensions, to whom was referred the resolution of the General Assembly of Indiana, relating to the allowance of pensions to those who served in the campaign of General Wayne against the Indians, submitted a report, accompanied by the following resolution:

Resolved, That the committee be discharged from the further consideration of the subject matter of the resolution.

Ordered, That the report be printed.

Mr. Bates, from the Committee on Pensions, to whom was referred the bill (H. R. 60) for the relief of Thompson Hutchinson, reported it without amendment, and submitted an adverse report on the subject, which was ordered to be printed.

On motion by Mr. Bates,

Ordered, That the Committee on Pensions be discharged from the further consideration of the petition of a number of citizens of New Hampshire, in favor of granting pensions to certain widows.

Mr. Woodbridge, from the Committee on Commerce, to whom was referred the petition of a number of citizens of Ohio, praying that the port of entry in the district of Miami may be removed from Maumee city to Toledo, submitted an adverse report, which was ordered to be printed.

Mr. Huntington, from the Committee on Commerce, to whom was referred the bill (H. R. 418) making appropriations for certain sites for marine hospitals therein mentioned, reported it without amendment.

Mr. Graham, from the Committee of Claims, to whom was referred the petition of William Wootten, submitted a report, accompanied by the following resolution:

Resolved, That the prayer of the petitioner ought not to be granted.

Ordered, That the report be printed.

Mr. Williams, from the Committee on Naval Affairs, to whom was referred the bill (H. R. 282) for the relief of F. B. de Bellevue, reported it with an amendment; which was read.

The Senate proceeded to consider, the said bill (H. R. 282) as in Committee of the Whole, together with the amendment reported thereto; and having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That the amendment be engrossed, and the bill read a third time.

The said bill was read a third time, as amended.

Resolved, That this bill pass, with an amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

Mr. Crafts, from the Committee on Printing, reported in favor of printing the report of the Secretary of the Navy, of the 19th instant, in relation to an invention of Thomas S. Easton for preventing steamboat explosions; and,

Ordered, That the report be printed.

Mr. Crafts, from the Committee on Printing, reported against printing the memorial of the New York and Albany Railroad Company, presented the 18th instant; and

The report was concurred in.

On motion by Mr. Bagby,

Ordered, That the report of the Secretary of the Navy, of the 19th instant, in relation to an invention for preventing steamboat explosions, be referred to the Committee on Naval Affairs.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the bill from the Senate (S. 256) to provide for publishing an account of the discoveries made by the exploring expedition under the command of Lieutenant Wilkes, of the United States Navy.

They agree to the amendment of the Senate to the bill (H. R. 470) to suppress the vending of lottery tickets in the District of Columbia, with an amendment, in which they request the concurrence of the Senate.

They have passed a bill (H. R. 570) to establish a district court of the United States, in the city of Wheeling, in the State of Virginia; in which they request the concurrence of the Senate.

The bill last mentioned from the House of Representatives (H. R. 570) was read the first and second times, by unanimous consent, and referred to the Committee on the Judiciary.

The Senate proceeded to consider the amendment of the House of Repre-

sentatives to their amendment to the bill (H. R. 470) to suppress the vending of lottery tickets in the District of Columbia; and

Ordered, That it be referred to the Committee on the District of Columbia.

The resolution (H. R. 18) to institute proceedings to ascertain the title to Rush island, ceded in the Caddo treaty, was read the first and second times, by unanimous consent, and referred to the Committee on Public Lands.

The Senate proceeded to consider their amendments to the bill (H. R. 539) "legalizing and making appropriations for such necessary objects as have been usually included in the general appropriation bills without authority of law, and to fix and provide for certain incidental expenses of the departments and offices of the Government, and for other purposes," amended and disagreed to by the House of Representatives; and,

On motion by Mr. Evans,

Resolved, That the Senate disagree to the amendment of the House of Representatives to their 46th amendment to said bill, insist on their amendments disagreed to by the House of Representatives, and ask a conference on the disagreeing votes of the two Houses thereon.

On motion by Mr. Evans,

Ordered, That the Committee of Conference on the part of the Senate be appointed by the President pro tempore; and

Mr. Evans, Mr. Benton, and Mr. Tallmadge, were appointed accordingly.

Ordered, That the Secretary notify the House of Representatives thereof.

The bill (S. 9) granting a pension to Pamela Allen, widow of the late Samuel Allen, a soldier of the Revolution, was considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The said bill was read a third time.

Resolved, That it pass, and that its title be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider their amendment to the bill (H. R. 331) to confirm the sale of public lands, in certain cases, disagreed to by the House of Representatives; and,

On motion by Mr. Smith, of Indiana,

Resolved, That the Senate recede therefrom.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider the amendment of the House of Representatives to the bill (S. 266) for the relief of Charles D. Hammond and Augustus H. Kenan; and

Resolved, That they concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

H. R. 265. An act for the relief of Hannah Carrier;

H. R. 197. An act granting a pension to Amaziah Goodwin;

H. R. 278. An act giving Catharine Lehman the benefit of the act of the seventh July, eighteen hundred and thirty-eight;

H. R. 167. An act for the relief of Effe Van Ness;

H. R. 220. An act for the relief of Dennis Dygert; and having been severally amended, they were reported to the Senate, and the amendments were concurred in.

Ordered, That the amendments be engrossed, and the bills read a third time.

The amendments to the said bills having been reported by the committee, correctly engrossed, the said bills were severally read a third time, as amended.

Resolved, That they pass, with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 254) for the relief of John Keith; and,

On motion by Mr. Wright,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 171) for the benefit of Mary Congleton, widow of Moses Congleton, a soldier of the Revolution, deceased; and,

On motion by Mr. Archer,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

H. R. 58. An act for the relief of John Flood;

H. R. 269. An act for the relief of Mary Rand;

H. R. 261. An act for the relief of Elizabeth Colfax;

H. R. 177. An act for the relief of Randolph Carter;

H. R. 257. An act for the relief of Phillis Tatton;

H. R. 166. An act for the relief of Dorothy Bowman;

H. R. 221. An act for the relief of Jacob Jackson;

H. R. 187. An act to increase the revolutionary invalid pension of John Looney;

H. R. 179. An act for the relief of Frederick Perrigo;

H. R. 138. An act for the relief of David Freelove;

H. R. 364. An act for the relief of Joseph Parker; and no amendment being made, they were severally reported to the Senate.

Ordered, That they pass to a third reading.

The said bills were severally read a third time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the following bills:

H. R. 148. An act for the relief of Mary Francis;

H. R. 140. An act for the relief of Mary Campbell, widow of John Campbell;

H. R. 258. An act for the relief of Presley Gray;

H. R. 263. An act for the relief of Catharine Wilson, widow of James Wilson;

H. R. 273. An act for the relief of Sally Day;

H. R. 284. An act for the relief of William Glover;

H. R. 264. An act for the relief of Hannah Waldo, widow of the late Captain Samuel Thompson, deceased;

H. R. 287. An act granting a pension to Jeremiah Kimball;

H. R. 259. An act for the relief of Samuel Hutchinson;
H. H. 281. An act for the relief of John E. Wright;
H. R. 176. An act for the relief of Jared Gossage;
H. R. 260. An act granting a pension to Catharine Allen, widow of Henry Allen;
H. R. 137. An act for the relief of William Fitzgerald;
H. R. 255. An act for the relief of George Morris, of Virginia;
H. R. 270. An act for the relief of the heirs and legal representatives of Oliver Parish, deceased;
H. R. 172. An act for the relief of the heirs of Seth Chapin;
H. R. 275. An act for the relief of Sally McCraw;
H. R. 271. An act for the relief of Elisha Davis;
H. R. 135. An act for the relief of Job Hawkins;
H. R. 280. An act for the relief of William Slocum;
H. R. 266. An act for the relief of Nathan Baldwin, of New York;
Hr R. 163. An act for the relief of Samuel Patch;
H. R. 62. An act for the relief of James Deatley;
H. R. 156. An act for the relief of Mary Ripley;
H. R. 151. An act granting a pension to Daniel Story;
H. R. 256. An act for the relief of George Sutherland;
H. R. 159. An act granting a pension to Mary Summers;
H. R. 133. An act for the relief of Frederick Hopkins;
H. R. 173. An act for the relief of Samuel Edgecomb;
H. R. 276. An act for the relief of Mary Pike, widow of Simeon Pike;
H. R. 272. An act for the relief of Amy Van Wart;
H. R. 243. An act for the relief of Maria Fowler;
H. R. 262. An act for the relief of Margaret McMurtry, widow of John McMurtry, deceased; and

Resolved, That they be postponed indefinitely.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the resolution (S. 12) to authorize an extension of a contract for carrying the mail; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The Senate proceeded to consider the resolution (S. 20) authorizing the Secretary of the Treasury to carry into effect a provisional contract for the purchase of a light-house site at the southwest pass of the Mississippi river, together with the amendment reported thereto.

On the question to agree to the amendment, viz., after "*Resolved*," strike out the residue of the resolution, and, in lieu thereof, insert:

"That the Secretary of the Treasury be instructed to ascertain and report to the Senate at its next session, *First*. All the material facts in relation to the title to the land on which the light-house stands at the southwest pass of the Mississippi river, together with the opinion of the Attorney General thereon. *Secondly*. Whether there is any other suitable site for a light-house at the said southwest pass which belongs to the United States, or which can be purchased, and at what price, and, also, the cost of erecting a light-house thereon. *Thirdly*. Whether the present site is a good one, and the light-house in a good and safe condition; and if so, upon what terms it can be purchased, and if it does not now belong to the United States."

It was determined in the affirmative, { Yeas, ... 18, / Nays, ... 13.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Bayard, Benton, Calhoun, Choate, Clayton, Crafts, Evans, Graham, Miller, Porter, Simmons, White, Woodbridge, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Buchanan, Conrad, Crittenden, Henderson, Linn, Mangum, Merrick, Preston, Sevier, Smith, of Indiana, Tallmadge.

So the amendment was agreed to.

No further amendment being made, the resolution was reported to the Senate; and, as amended, was agreed to.

The Senate resumed the consideration of the bill (H. R. 90) for the relief of James Tongue, John Scrivener, and the legal representatives of William Hodson, deceased; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

On the question, "Shall this bill pass?"

It was determined in the affirmative, { Yeas, ... 28, / Nays, ... 6.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bagby, Barrow, Bates, Benton, Berrien, Buchanan, Calhoun, Choate, Conrad, Crafts, Crittenden, Fulton, King, Linn, Mangum, Merrick, Morehead, Preston, Rives, Sevier, Simmons, Smith, of Indiana, Sturgeon, Tallmadge, White, Woodbridge, Young.

Those who voted in the negative, are,

Messrs. Clayton, Graham, Henderson, Tappan, Williams, Wright.

So it was

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives insist on their amendment to the 46th amendment of the Senate to the bill (H. R. 539) legalizing and making appropriations for such necessary objects as have been usually included in the general appropriation bills, without authority of law, and to fix and provide for certain incidental expenses of the departments and offices of the Government, and for other purposes; and insist on their disagreement to the amendments of the Senate to the said bill. They agree to the conference asked by the Senate, on the disagreeing votes of the two Houses, and have appointed Mr. Joseph R. Ingersoll, Mr. Summers, and Mr. Ward, managers at the same on their part.

They have passed a bill (H. R. 547) to provide revenue from imports and to change and modify existing laws imposing duties on imports, and for other purposes, in which they request the concurrence of the Senate.

The bill last mentioned was read the first and second times, by unanimous consent, and referred to the Committee on Finance.

On motion by Mr. Conrad,

The Senate adjourned.

TUESDAY, AUGUST 23, 1842.

r. Choate presented the memorial of E. Baldwin and others, merchants manufacturers of Boston, praying the passage of an act imposing a tariff ıties on imports, without connecting therewith any reference to the land ibution act; which was referred to the Committee on Finance.

On motion by Mr. Bates,

rdered, That the Committee on Pensions be discharged from the further ideration of the memorial of Benjamin L. Carleton; and that it be re- d to the Committee on Naval Affairs.

On motion by Mr. Bates,

rdered, That the Committee on Pensions be discharged from the further ideration of the petition of Daniel Hay; from the further consideration ıe petition of William E. Woodruff; and from the further consideration ıe petition of Azel Spalding.

r. Bates, from the Committee on Pensions, to whom was referred the ion of William Churchill, submitted a report, accompanied by the follow- resolution:

esolved, That the prayer of the petition ought not to be granted.

rdered, That the report be printed.

On motion by Mr. Williams,

rdered, That the Committee on Naval Affairs be discharged from the ıer consideration of the memorial of John A. Dickerson.

[r. Bates, from the Committee on Pensions, to whom was referred the (H. R. 188) to restore to certain invalid and other pensioners the amount ensions by them relinquished, reported it without amendment, and that ıght not to pass.

[r. Tappan, from the Committee on Private Land Claims, to whom was rred the bill (S. 130) authorizing a patent to be issued to Joseph Campau a certain tract of land in the State of Michigan, reported it without ndment.

[r. Graham, from the Committee of Claims, to whom was referred the (H. R. 226) for the relief of John King, reported it without amendment.

Ir. Phelps, from the Committee on Pensions, to whom was referred the (H. R. 530) for the relief of William Willis, of Monroe county, Virginia, rted it without amendment.

'he Senate proceeded to consider the resolution reported by the Commit- on. Pensions on the petition of John B. Lataille; and, in concurrence ewith,

Resolved, That the prayer of the petition ought to be granted.

'he Senate proceeded to consider the resolution reported by the Committee Pensions, on the petition of Moses Archer; and in concurrence therewith,

Resolved, That the prayer of the petition ought not to be granted.

'he Senate proceeded to consider the resolution reported by the Commit- on Pensions, on the petition of Susanna White; and in concurrence ewith,

Resolved, That the prayer of the petitioner be denied.

Ir. Porter reported from the committee that they had presented to the sident of the United States the 22d instant, the following acts:

. 108. An act for the relief of Hezekiah Cunningham;

. 142. An act further supplementary to an act entitled, "An act to estab- the judicial courts of the United States," passed the 24th of September, 89;

S. 216. An act to provide for the satisfaction of claims arising under the 14th and 19th articles of the treaty of Dancing-rabbit creek, concluded September, 1830;

S. 269. An act to amend an act entitled, "An act to provide for the payment of horses, or other property lost or destroyed in the military service of the United States," approved the 18th day of January, 1837;

S. 314. An act for the relief of Nathaniel Mitchell;

S. 283. An act respecting the organization of the army, and for other purposes;

H. R. 45. An act for the relief of the Springfield Manufacturing company;

H. R. 75. An act making appropriations for the support of the army and of the military academy for the year 1842;

H. R. 95. An act for the relief of John Underwood;

H. R. 132. An act to amend the acts of July, 1836, and 1838, allowing pensions to certain widows;

H. R. 222. An act for the relief of Jehosaphat Briggs;

H. R. 267. An act for the relief of Elizabeth Gibbs;

H. R. 268. An act for the relief of Christiana Low;

H. R. 323. An act for the relief of Charles F. Sibbald;

H. R. 402. An act making an appropriation to supply a deficiency in the navy pension fund;

H. R. 468. An act to establish an auxiliary watch for the protection of public and private property in the city of Washington;

H. H. 507. An act to authorize the selection of school lands in lieu of those granted to the half-breeds of the Sac and Fox Indians;

H. R. 510. An act for the relief of certain settlers in the Territory of Wiskonsin;

H. R. 516. An act for the payment of Florida militia called into service in the years 1839 and 1840.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 188) to restore certain invalid and other pensioners the amount of pensions by them relinquished; and,

On motion by Mr. Bates,

Resolved, That it be postponed indefinitely.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 55) directing warrants to issue for the bounty land due on account of the services of Major General Duportail, Brigadier General Armand, and Major de la Colombe; and,

On motion by Mr. Buchanan,

Ordered, That it be postponed indefinitely.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 169) for the relief of Anselm Bailey; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

On the question, "Shall this bill pass?"

It was determined in the negative, { Yeas, ... 11, / Nays, ... 18.

On motion by Mr. Bates,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Crittenden, Fulton, King, Linn, Mangum, Rives, Sevier, Simmons, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bates, Benton, Calhoun, Clayton, Conrad, Crafts, Cuthbert, Dayton, Henderson, Phelps, Smith, of Connecticut, Smith, of Indiana, Tappan, Walker, Williams, Wright, Young.

So it was

Resolved, That this bill do not pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider the following bills, as in Committee of the Whole:

H. R. 101. An act for the relief of Nathan Smith, and others;

H. R. 226. An act for the relief of John King; and no amendment being made, they were reported to the Senate.

Ordered, That they pass to a third reading.

The said bills were severally read a third time.

Resolved, That they pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill (S. 310) for the relief of Joseph Bryan, Harrison Young, and Benjamin Young, was read the second time, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The said bill having been reported by the committee correctly engrossed, was read the third time, by unanimous consent.

Resolved, That it pass, and that the title thereof be as aforesaid.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 488) for the relief of Samuel R. Slaymaker; in which they request the concurrence of the Senate.

On motion by Mr. Crittenden,

That the previous orders be postponed for the purpose of considering the bill (H. R. 210) regulating the taking of testimony in cases of contested elections, and for other purposes.

It was determined in the affirmative, { Yeas, ... 25, / Nays, ... 20.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Simmons, Smith, of Indiana, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, Henderson, King, Linn, Rives, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Williams, Woodbury, Wright, Young.

So,

The Senate proceeded to consider the said bill as in Committee of the Whole.

On motion by Mr. Allen, to amend the bill by striking out after the enacting clause the following:

"That it shall be the duty of the officer or board authorized by the laws of the several States to make the final canvass, and ascertain or determine who are elected members of the House of Representatives of the Congress of the United States, or to commission such persons, or proclaim such result, forthwith after the result shall have been known, to transmit a duly authenticated copy of such determination, commission, or proclamation, to the Clerk of said House of Representatives, which determination, commission, or proclamation, shall (if the State is entitled to more than one representative), designate the particular district for which said representative is elected; from which, at the commencement of the first session of every Congress, it shall be the duty of the Clerk of the preceding House, or in case of his death or inability to act, then the chief clerk in his office, to prepare a list of the members elect for the organization of such House: *Provided*, He shall place the name of no person on said list who does not appear to have been elected a representative for some single district in pursuance of the act entitled, 'An act for the apportionment of representatives among the several States according to the sixth census,' approved June twenty-fifth, one thousand eight hundred and forty-two.

"SEC. 2. *And be it further enacted*, That if such officer or board shall neglect to perform the duty required of them by the preceding section, it shall be the duty of such Clerk to receive, in lieu thereof, such determination, commission, or proclamation, or a duly authenticated copy of the same, from the member elect, and to prepare his list accordingly; but no other evidence of a return shall be received by said Clerk, or authorize a member to take part in the organization of the House;" and in lieu thereof inserting: "*That the second section of the act entitled, 'An act for the apportionment of Representatives among the several States according to the Sixth Census,' be, and the same is hereby, repealed;*"

It was determined in the negative, { Yeas, ... 20, Nays, ... 25.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Berrien, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, Rives, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Mangum, Merrick, Miller, Morehead, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

So,

The amendment was disagreed to.

An amendment having been proposed by Mr. Berrien:

On motion by Mr. King,

Ordered, That the further consideration of the bill be postponed until to-morrow.

A message from the President of the United States, by Mr. Tyler, his Secretary:

Mr. President: The President of the United States this day approved and signed the following acts:

An act for the relief of Nathaniel Mitchell;

An act to amend an act entitled, "An act to provide for the payment of horses or other property lost or destroyed in the military service of the United States," approved the 18th of January, 1837;

An act for the relief of Hezekiah Cunningham;

An act respecting the organization of the army and for other purposes;

An act to provide for the satisfaction of claims arising under the 14th and 19th articles of the treaty of Dancing Rabbit Creek, concluded in September, 1830; and

An act further supplementary to an act entitled, "An act to establish the judicial courts of the United States," passed the 24th September, 1789.

The bill (H. R. 488) for the relief of Samuel R. Slaymaker, was read the first and second times, by unanimous consent, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time, by unanimous consent.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (H. R. 547) to provide revenues from imports, and to change and modify existing laws imposing duties on imports, and for other purposes, reported it with amendments; which were read, and ordered to be printed.

After the consideration of Executive business,

The Senate adjourned.

WEDNESDAY, August 24, 1842.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

A resolution of the Senate of the 21st of June last requested the President to communicate to the Senate, so far as he might deem it compatible with the public interests, what measures, if any, had been taken to obtain the recognition, by the Mexican Government, of such claims of American citizens as were laid before the late joint commission, but were not finally acted on by it, and the satisfaction of such claims as were admitted by said commission; also, whether any facts had come to his knowledge calculated to induce a belief that any such claims had been rejected in consequence of the evidence thereof having been withheld by the Mexican Government, its officers or agents, and any other information which he might deem it expedient to communicate relative to said claims; and another resolution of the 6th instant requested the President, so far as he might deem it compatible with the public service, to communicate to the Senate the measures taken to obtain the performance of the stipulations contained in the convention with Mexico, in relation to the awards made by the commissioners and umpire under said convention.

In the present state of the correspondence and of the relations between the two Governments on these important subjects, it is not deemed consistent with the public interest to communicate the information requested. The business

engages earnest attention, and will be made the subject of a full communition to Congress at the earliest practicable period.

JOHN TYLER.

WASHINGTON, *August* 23, 1842.

The message was read.

On motion by Mr. Woodbury, that it be printed.

Ordered, That the motion be referred to the Committee on Printing.

Mr. Tallmadge presented a memorial of mechanics and others engaged in the repairs of ships and vessels in the city of New York, praying that foreign sheathing copper used in their trade may be admitted free of duty; which was ordered to lie on the table.

Mr. Williams, from the Committee on Enrolled Bills, reported that they had examined and found duly enrolled the following bills:

H. R. 58. An act for the relief of John Flood;

H. R. 90. An act for the relief of James Tongue, John Scrivener, and the legal representatives of William Hodson, deceased;

H. R. 101. An act for the relief of Nathan Smith and others;

H. R. 138. An act for the relief of David Freelove;

H. R. 166. An act for the relief of Dorothy Bowman;

H. R. 177. An act for the relief of Randolph Carter;

H. R. 179. An act granting a pension to Frederick Perrigo;

H. R. 187. An act to increase the revolutionary invalid pension of John Looney;

H. R. 221. An act for the relief of Jacob Jackson;

H. R. 226. An act for the relief of John King;

H. R. 257. An act for the relief of Phillis Tatton;

H. R. 261. An act for the relief of Elizabeth Colfax;

H. R. 269. An act for the relief of Mary Rand;

H. R. 331. An act to confirm the sale of public lands in certain cases;

H. R. 364. An act for the relief of Joseph Parker;

H. R. 488. An act for the relief of Samuel R. Slaymaker.

Mr. Merrick submitted the following resolution for consideration:

Resolved, That the President of the United States be requested to communicate to the Senate any detailed estimate he may have caused to be prepared at the Treasury Department, since the passage by Congress, of the bill entitled, "A bill to provide revenue from imports, and to change and modify existing laws imposing duties on imports, and for other purposes," of the amount of revenue which would probably have been produced by said bill had it have become a law, together with any brief explanation of the data and reasons upon which such estimate is based which may have accompanied the same.

Mr. Sevier submitted the following resolution for consideration:

Resolved, That the Secretary of War report to the Senate, by the next session of Congress, the number of Cherokee reservation claims, and the names of the claimants, who presented and prosecuted before the late board of commissioners under the Cherokee treaty of 1835'-6 their claims, to recover the amount of money by them respectively paid to the States for their reservations therein, under the operation of the laws thereof; the names of the claimants whose claims were allowed; the amounts severally allowed to each; the dates thereof, and the aggregate of such allowances; the amount paid to each claimant; the aggregate and dates of such payments. That he also report whether any such claims allowed by said board of commissioners have been *disallowed* and rejected by the Department, and payment thereof refused; if

so, the names of such claimants, and the reasons for so disallowing and rejecting.

Resolved, That the Secretary of War report whether the Department has in all cases regarded the decision of the board of commissioners under the treaty of 1835–'6 as conclusive and final; whether any such decisions have been reversed by the Department; if so, the reasons therefor; and whether such reversal was for or against the *Indian* claimant.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (S. 304) authorizing the Solicitor of the Treasury to compromise and settle with the securities of John H. Owen, late receiver of public moneys at St. Stephen's, Alabama, reported it without amendment, and that the bill ought not to pass.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (H. R. 500) making an additional appropriation for the expenses of the Territorial Government of Florida, reported it without amendment, and that it ought not to pass.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (H. R. 406) making an appropriation for completing the public buildings in Florida, reported it without amendment, and that the bill ought not to pass.

Mr. Berrien, from the Committee on the Judiciary, to whom was referred the bill (H. R. 570) to establish a district court of the United States in the city of Wheeling, in the State of Virginia, reported it without amendment.

Mr. Evans, from the Committee on Finance, reported a bill (S. 315) making appropriations to carry into effect a treaty with the Wyandot Indians; which was read, and passed to a second reading.

Mr. Evans, from the managers appointed to conduct the conference on the part of the Senate on the subject of the disagreeing votes of the two Houses upon the amendments of the Senate to the bill (H. R. 539) legalizing and making appropriations for such necessary objects as have been usually included in the general appropriation bills without authority of law, and to fix and provide for certain incidental expenses of the departments and offices of the Government, and for other purposes, reported:

"That they have met managers appointed on the part of the House, and, after full and free conference upon the subject of said disagreeing votes, the said managers have agreed to recommend, and do recommend, as follows:

"1. That the Senate recede from the first, ninth, eleventh, twelfth, twenty-fifth, twenty-first, thirty-sixth, forty-second, forty-third, forty-fifth, forty-seventh, forty-eight, fiftieth, fifty-first, and fifty-third amendments disagreed to by the House.

"2. That the Senate recede from its disagreement to the amendment of the House to the forty-sixth amendment of the Senate, and agree to said amendment.

"3. That the House recede from its disagreement to the third, seventh, eighth, eighteenth, thirty-seventh, thirty-eighth, and forty first amendments of the Senate, and agree to said amendments.

"4. That the House recede from its disagreement to the fortieth amendment of the Senate, and agree to said amendment, amended to read as follows, viz: 'For purchase of ground north of the General Post Office, between 7th and 8th streets, or so much thereof as the Postmaster General may deem expedient, twenty-five thousand dollars,' and that the Senate agree to said amendments accordingly."

The Senate proceeded to the consideration of the said report: and

Resolved, That they concur therein, and that the bill be amended accordingly.

Ordered, That the Secretary notify the House of Representatives thereof.

The resolution (S. 12) to authorize an extension of a contract for carrying the mail, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That this resolution pass.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 570) to establish a district court of the United States in the city of Wheeling, in the State of Virginia; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 126) for the relief of John Pratt, or his legal representatives; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 446) to provide for the completion of the penitentiary in the Territory of Iowa, together with the amendments reported thereto; and, having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That the amendment be engrossed, and the bill read a third time.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a resolution to fix a time for the adjournment of the present session of Congress; in which they request the concurrence of the Senate.

They concur in the report of the committee of conference on the disagreeing votes of the two Houses on the bill (H. R. 539) entitled, "An act legalizing and making appropriations for such necessary objects as have been usually included in the general appropriation bills without authority of law, and to fix and provide for certain incidental expenses of the departments and offices of the Government, and for other purposes."

The Speaker of the House of Representatives having signed sixteen enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The President of the United States approved and signed the 23d instant the following bills:

An act for the relief of Jehosaphat Briggs;

An act making an appropriation to supply a deficiency in the navy pension fund;

An act to amend the acts of July, 1836 and 1838, allowing pensions to certain widows;

An act for the relief of Christiana Low;

An act for the relief of Charles F. Sibbald;

An act for the relief of certain settlers in the Territory of Wisconsin;

An act making appropriations for the support of the army and of the military academy for the year 1842;

An act for the relief of the Springfield Manufacturing Company;

An act for the payment of Florida militia called into service in the years 1839 and 1840;

An act for the relief of Elizabeth Gibbs;

An act to authorize the selection of school lands in lieu of those granted to the half-breeds of the Sac and Fox Indians;

An act for the relief of John Underwood;

An act to establish an auxiliary watch for the protection of public and private property in the city of Washington.

The President pro tempore signed the sixteen enrolled bills this day reported to have been examined, and they were delivered to the committee to be presented to the President of the United States.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (H. R. 210) regulating the taking of testimony in cases of contested elections, and for other purposes, together with the amendment proposed thereto by Mr. Berrien.

On motion by Mr. Archer, to amend the amendment by adding thereto the following words:

"*Unless the Governor of such State shall, before the time appointed by law for holding such election therein, by his proclamation, or otherwise, postpone the same until after the next meeting of the Legislature thereof;*"

It was determined in the affirmative, { Yeas, ... 21, / Nays, ... 15.

On motion of Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bates, Berrien, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Mangum, Miller, Morehead, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Barrow, Benton, Cuthbert, Henderson, King, Linn, Sevier, Sturgeon, Tappan, Walker, Woodbury, Wright, Young.

On motion by Mr. Allen, to amend the amendment by striking out therefrom the following: "in any State in which by the laws of such State the election for Representatives to Congress is now required to be made by general ticket, and where such election has been held or may be held before the first regular session of the Legislature of such State, after the passing of the act hereinbefore referred to, entitled, 'An act for the apportionment of Representatives among the several States according to the Sixth Census,' approved 25th June, 1842, unless the Governor of such State shall before the time appointed by law for holding such election therein, by his proclamation or otherwise, postpone the same until after the next meeting of the Legislature thereof;"

It was determined in the negative, { Yeas, ... 19, / Nays, ... 24.

On motion by Mr. Woodbury,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, Henderson, King, Linn, Rives, Sevier, Sturgeon, Tappan, Walker, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Mangum, Merrick, Miller, Morehead, Porter, Preston, Simmons, Smith, of Indiana, Tallmadge, White, Woodbridge.

On motion by Mr. King, to amend the amendment by striking out the following words: "in which by the laws of such State the election for Representatives to Congress is now required to be made by general ticket, and in lieu thereof inserting, "*according to the existing laws of such State;*"

It was determined in the negative, { Yeas, ... 19, Nays, ... 24.

On motion by Mr. King,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, Henderson, King, Linn, Rives, Sevier, Sturgeon, Tappan, Walker, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Mangum, Merrick, Miller, Morehead, Porter, Preston, Simmons, Smith, of Indiana, Tallmadge, White, Woodbridge.

On the question to agree to the amendment amended as follows: at the end of the first section insert, "*And provided, further, That nothing in this section, nor in the second section of the act therein referred to, shall be held to extend to the election of any person who shall be chosen a representative to the twenty-eighth Congress in any State in which, by the laws of such State, the election for Representatives to Congress is now required to be made by general ticket, and where such election has been held, or may be held before the first regular session of the Legislature of such State, after the passing of the act hereinbefore referred to, entitled, 'An act for the apportionment of Representatives among the several States according to the Sixth Census,' approved 25th June, 1842, unless the Governor of any State shall before the time appointed by law for holding such election therein, by his proclamation or otherwise, postpone the same until after the next meeting of the Legislature thereof;*"

It was determined in the affirmative, { Yeas, ... 30, Nays, ... 6.

On motion by Mr. Berrien,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Bates, Benton, Berrien, Buchanan, Calhoun, Choate, Conrad, Crafts, Crittenden, Cuthbert, Evans, Fulton, Graham, Henderson, King, Linn, Merrick, Morehead, Rives, Sevier, Smith, of Indiana, Sprague, Tallmadge, Tappan, Walker, White, Williams, Young.

Those who voted in the negative, are,

Messrs. Barrow, Bayard, Clayton, Huntington, Porter, Woodbridge.

On motion by Mr. Allen, that the bill lie on the table,

It was determined in the negative, { Yeas, ... 18, Nays, ... 25.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Barrow, Benton, Calhoun, Fulton, Henderson, King, Linn, Sevier, Tappan, Walker, White, Williams, Woodbridge, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Bates, Bayard, Buchanan, Choate, Clayton, Conrad, Crittenden, Dayton, Evans, Graham, Huntington, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Sturgeon, Tallmadge.

On motion by Mr. Walker, to amend the bill, sec. 12, line 6, after the word "authorized," by striking out the word "and," and in the 7th line, by striking out the word "required;"

It was determined in the affirmative, { Yeas, ... 19, Nays, ... 12.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Choate, Cuthbert, Fulton, Henderson, King, Linn, Sevier, Sturgeon, Tappan, Walker, White, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Clayton, Conrad, Crafts, Crittenden, Evans, Graham, Mangum, Miller, Morehead, Porter, Simmons, Smith, of Indiana.

On motion by Mr. Walker, to amend the bill by adding at the end of the second section the following: "*Provided, That nothing in this act, or that to which it is a supplement, shall be taken or construed as depriving each House of its authority to judge of the elections, returns, and qualifications of its own members;*"

It was determined in the negative, { Yeas, ... 14, Nays, ... 21.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Cuthbert, Fulton, King, Linn, Rives, Sevier, Walker, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Graham, Huntington, Mangum, Merrick, Miller, Morehead, Porter, Simmons, Smith, of Indiana, Tallmadge, Woodbridge.

The bill having been further amended, was reported to the Senate, and the amendments were concurred in.

Ordered, That the amendments be engrossed, and the bill read a third time.

The Senate proceeded to consider the resolution passed by the House of Representatives, that the Speaker of the House and President of the Senate adjourn the two Houses of Congress sine die on Monday, the 29th instant, at two o'clock, P. M.

On motion by Mr. Tallmadge, that it lie on the table,

It was determined in the affirmative, { Yeas, ... 24, / Nays, ... 17.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bates, Bayard, Benton, Berrien, Buchanan, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Miller, Morehead, Porter, Preston, Rives, Sevier, Simmons, Smith, of Indiana, Sprague, Tallmadge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Calhoun, Fulton, Graham, Henderson, King, Linn, Mangum, Merrick, Walker, White, Williams, Woodbridge, Woodbury, Wright, Young.

So, the resolution was ordered to lie on the table.

Mr. Conrad submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That from and after this day the Senate will meet at ten o'clock, A. M.; and that the bill entitled, "An act to provide revenue from imports, and to change and modify existing laws imposing duties on imports, and for other purposes," shall be made the special order, and be taken up every day at eleven o'clock, A. M., until the same shall have been finally disposed of.

After the consideration of Executive business,

The Senate adjourned.

THURSDAY, August 25, 1842.

The President pro tempore laid before the Senate a report of the Secretary of the Navy, made agreeably to law, showing the transfers of appropriations from one branch of expenditure to another, in that Department, during the year 1842; which was read and ordered to lie on the table.

On motion by Mr. Williams, that the report be printed,

Ordered, That the motion be referred to the Committee on Printing.

Mr. Graham, from the Committee of Claims, to whom was referred the bill (H. R. 43) for the relief of the legal representatives of William D. Cheever, deceased, reported it with an amendment; which was read.

Mr. Bayard, from the Committee on the District of Columbia, to whom was referred the amendment of the House of Representatives to the amendment of the Senate to the bill (H. R. 470) to suppress the vending of lottery tickets in the District of Columbia, reported thereon.

The Senate proceeded to consider the said amendment; and

Resolved, That they disagree thereto.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider the resolution submitted by Mr. Merrick the 24th instant; and,

On motion by Mr. Huntington,

That it lie on the table;

It was determined in the negative, { Yeas, ... 19, / Nays, ... 21.

On motion by Mr. Merrick,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Berrien, Clayton, Crafts, Crittenden, Dayton, Evans, Graham, Henderson, Huntington, Mangum, Miller, Morehead, Phelps, Porter, Smith, of Indiana, White.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Bayard, Benton, Buchanan, Calhoun, Choate, Fulton, King, Linn, Merrick, Sevier, Simmons, Sprague, Sturgeon, Walker, Williams, Woodbridge, Woodbury, Wright, Young.

After the further consideration of the resolution,

On motion by Mr. Archer,

Ordered, That it lie on the table.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 556) changing the time of holding the district court for the western district of Virginia, and for other purposes, together with the amendment reported thereto; and, having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That the amendment be engrossed, and the bill read a third time.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the bill from the Senate (S. 201) to regulate the pay of pursers and other officers of the navy.

They have passed bills and resolutions, of the following titles:

H. R. 80. An act making appropriations for certain fortifications of the United States for the year 1842;

H. R. 512. An act making an appropriation for the erection of a marine hospital at or near Ocracoke, in North Carolina;

H. R. 574. An act authorizing an examination and survey of the harbor of Memphis, Tennessee;

H. R. 564. An act to establish certain post roads;

H. R. 19. Resolution authorizing experiments to be made for the purpose of testing Samuel Colt's submarine battery;

H. R. 20. Resolution relating to the attendance of members of Congress.

The Speaker of the House of Representatives, having signed seven enrolled bills, I am directed to bring them to the Senate for the signature of their President.

Mr. Porter reported from the committee that they had examined and found duly enrolled the following bills:

S. 201. An act to regulate the pay of pursers and other officers of the navy;

H. R. 126. An act for the relief of John Pratt, or his legal representative;

H. R. 539. An act legalizing and making appropriations for such necessary objects as have been usually included in the general appropriation bills, without authority of law, and to fix and provide for certain incidental expenses of the Departments and offices of the Government, and for other purposes;

H. R. 570. An act to establish a district court of the United States in the city of Wheeling, in the State of Virginia.

The bill from the House of Representatives (H. R. 512) making an appropriation for the erection of a marine hospital at or near Ocracoke, in North Carolina, was read and passed to the second reading.

The resolution (H. R. 20) relating to the attendance of members of Congress, was read.

On the question, "Shall this resolution be read a second time?"

It was determined in the negative, { Yeas, ... 19, / Nays, ... 19.

On motion by Mr. Smith, of Indiana,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bates, Benton, Buchanan, Calhoun, Crafts, Crittenden, Fulton, Graham, King, Morehead, Sevier, Smith, of Connecticut, Smith, of Indiana, Tappan, Walker, Williams, Woodbury, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bayard, Berrien, Choate, Clayton, Conrad, Dayton, Evans, Henderson, Linn, Mangum, Merrick, Miller, Phelps, Preston, Rives, Sprague, Wright.

The Senate being equally divided, the question was determined in the negative.

On motion by Mr. Barrow,

The vote on ordering the said resolution to a second reading was reconsidered; and

Ordered, That the resolution pass to a second reading.

The resolution (H. R. 19) authorizing experiments to be made for the purpose of testing Samuel Colt's submarine battery, was read the first and second times by unanimous consent, and referred to the Committee on Naval Affairs.

The bill (H. R. 80) making appropriations for certain fortifications of the United States, for the year one thousand eight hundred and forty-two, was read the first and second times, by unanimous consent, and referred to the Committee on Finance.

The bill (H. R. 564) to establish certain post roads was read the first and second times, by unanimous consent, and referred to the Committee on the Post Office and Post Roads.

The bill (H. R. 574) authorizing an examination and survey of the harbor of Memphis, Tennessee, was read the first and second times by unanimous consent, and referred to the Committee on Commerce.

The amendments to the bill (H. R. 446) to provide for the completion of the penitentiary in the Territory of Iowa, having been reported by the committee correctly engrossed, the bill was read a third time as amended; and the title was amended.

Resolved, That this bill pass, with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The amendment to the bill (H. R. 556) changing the time of holding the district court of the United States for the western district of Virginia, and for other purposes, having been reported by the committee correctly engrossed, the bill was read the third time as amended; and the title was amended.

Resolved, That this bill pass, with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 547) to provide revenue from imports, and to change and modify existing laws imposing duties on imports, and for other purposes; together with the amendments reported thereto.

The following reported amendment being under consideration:

3, page 8, line 44, strike out "five," and insert "*three and a*

letermined in the affirmative, { Yeas, ... 25, Nays, ... 22.

motion by Mr. Walker,
as and nays being desired by one fifth of the Senators present,
who voted in the affirmative, are,
Allen, Archer, Bagby, Benton, Berrien, Buchanan, Calhoun, Cuthon, Graham, Henderson, King, Linn, Mangum, Merrick, Preston, vier, Smith, of Connecticut, Tappan, Walker, Williams, Woodght, Young.
who voted in the negative, are,
Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenon, Evans, Huntington, Miller, Morehead, Phelps, Porter, Simith, of Indiana, Sprague, Sturgeon, Tallmadge, White, Wood-

iendment, as amended, was then agreed to.
question to agree to the following reported amendment:
4, page 9, line 6, strike out "seventeen," and insert "*sixteen ;*"
determined in the negative, { Yeas, ... 21, Nays, ... 22.

motion by Mr. Preston,
as and nays being desired by one fifth of the Senators present,
who voted in the affirmative, are,
Allen, Archer, Bagby, Benton, Berrien, Calhoun, Cuthbert, Fulm, Henderson, King, Linn, Preston, Rives, Smith, of Connectian, Walker, Williams, Woodbury, Wright, Young.
who voted in the negative, are,
Barrow, Bates, Bayard, Buchanan, Choate, Clayton, Conrad, ittenden, Dayton, Evans, Huntington, Merrick, Miller, Morehead, mmons, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, White.

,
ported amendment was disagreed to.
lowing reported amendment being under consideration:
4, lines 7 and 8, strike out "twenty-seven and a half," and insert
our ;"
on was made, by Mr. Evans, to amend the amendment by striking
ty-four," and inserting "*twenty-five ;*" and
determined in the affirmative, { Yeas, ... 23, Nays, ... 22.

motion by Mr. Williams,
as and nays being desired by one fifth of the Senators present,
who voted in the affirmative, are,
Archer, Barrow, Bates, Bayard, Buchanan, Choate, Clayton, Con, Crittenden, Dayton, Evans, Huntington, Merrick, Miller, Morester, Simmons, Smith, of Indiana, Sprague, Sturgeon, Tallmadge,

who voted in the negative, are,
Allen, Bagby, Benton, Berrien, Calhoun, Cuthbert, Fulton, Graderson, King, Linn, Preston, Rives, Sevier, Smith, of Connecticut, Walker, Williams, Woodbury, Wright, Young.
iendment, as amended, was then agreed to.

On the question to agree to the following reported amendment, section 4, page 14, after line 144, insert, "*Provided, That all foreign coal imported into the United States, shall be equally entitled with other importations to the drawback of duties paid, on being exported thence, and upon satisfactory proof being adduced, conformably to the regulations to be prescribed by the Secretary of the Treasury, that the coal so exported, if not landed abroad, was not relanded in the United States, but was consumed on board the vessel in which it was so exported, upon the voyage of exportation, before arriving at the foreign port of exportation;*"

It was determined in the negative, { Yeas, ... 6, / Nays, ... 32.

On motion by Mr. Merrick,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Berrien, Evans, Graham, Porter, Smith, of Indiana, Wright.

Those who voted in the negative, are,

Messrs. Allen, Archer, Bates, Bayard, Benton, Buchanan, Choate, Clayton, Conrad, Crafts, Crittenden, Cuthbert, Dayton, Fulton, Henderson, Huntington, King, Linn, Merrick, Miller, Morehead, Rives, Sevier, Simmons, Sprague, Sturgeon, Tallmadge, Tappan, Walker, Williams, Woodbridge, Young.

The following amendment being under consideration, section 9, page 35, line 36, at the end thereof insert "*tea and coffee:*"

On motion by Mr. Evans,

The amendment was amended by adding thereto, "*when imported in American vessels from places of their growth or production.*"

On the question to agree to the amendment, as amended,

It was determined in the affirmative, { Yeas, ... 28, / Nays, ... 15.

On motion by Mr. Preston,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bates, Berrien, Buchanan, Choate, Clayton, Conrad, Crafts, Crittenden, Cuthbert, Dayton, Evans, Graham, Huntington, Linn, Mangum, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Tallmadge, Walker, White, Williams, Woodbridge, Woodbury.

Those who voted in the negative, are,

Messrs. Allen, Archer, Barrow, Bayard, Benton, Calhoun, Fulton, Henderson, King, Preston, Rives, Sevier, Smith, of Connecticut, Tappan, Young.

On the question to agree to the following amendment, section 9, page 35, line 45, after "ore," insert, "*plates or sheets of copper for sheathing vessels, but none is to be so considered, except that which is fourteen inches wide and forty-eight inches long, and weighing from fourteen to thirty-four ounces per square foot;*"

It was determined in the affirmative, { Yeas, ... 26, / Nays, ... 10.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Bayard, Benton, Berrien, Buchanan, Calhoun, Clayton, Conrad, Cuthbert, Evans, Fulton, Graham, Henderson, King, Phelps, Preston, Rives, Smith, of Connecticut, Tallmadge, Tappan, Walker, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Bates, Choate, Crafts, Miller, Morehead, Porter, Simmons, Smith, of Indiana, Sprague, Woodbridge.

On the question to agree to the following reported amendment, section 10, at the end thereof, strike out the following, "except tea imported from beyond the Cape of Good Hope in American vessels, and coffee, which shall be free of duty;"

It was determined in the affirmative, { Yeas, ... 25, Nays, ... 12.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Mangum, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Wright.

On motion by Mr. Allen,

To amend the bill, section 9, page 36, line 55, by inserting, after the word "crude" the word "*salt*;"

It was determined in the negative, { Yeas, ... 17, Nays, ... 27.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Cuthbert, Fulton, King, Linn, Sevier, Smith, of Connecticut, Smith, of Indiana, Tappan, Walker, White, Williams, Woodbury, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Henderson, Huntington, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Rives, Simmons, Sprague, Sturgeon, Tallmadge, Wright.

On motion by Mr. Evans,

The Senate adjourned.

FRIDAY, August 26, 1842.

Mr. Archer, from the Committee on Naval Affairs, to whom was referred the joint resolution (H. R. 19) authorizing experiments to be made for the purpose of testing Samuel Colt's submarine battery, reported it without amendment.

On motion by Mr. Huntington,

Ordered, That the Committee on Commerce be discharged from the further consideration of the bill (H. R. 574) authorizing an examination and survey of the harbor of Memphis, Tennessee, and that it be referred to the Committee on Naval Affairs.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (H. R. 80) making appropriations for certain fortifications of the United States, for the year 1842, reported it without amendment.

Mr. Graham, from the Committee of Claims, to whom was referred a bill (S. 267) for the relief of J. R. Vienne, reported it with an amendment.

Mr. Graham also submitted a report on the subject, which was ordered to be printed.

The President pro tempore signed the three enrolled bills (S. 256, 266, 286), reported to have been examined the 22d instant, and the four enrolled bills, (H. R. 126, 539, 570, S. 201), yesterday reported to have been examined, and they were delivered to the committee, to be presented to the President of the United States.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives concur in the amendments of the Senate to the bill (H. R. 556) entitled, "An act changing the time of holding the district court of Virginia, and for other purposes."

They insist on their amendment, disagreed to by the Senate, to the bill (H. R. 470) to suppress the vending of lottery tickets in the District of Columbia, ask a conference on the disagreeing votes of the two Houses, and have appointed Mr. Underwood, Mr. Aycrigg, and Mr. Hopkins, managers at the same on their part.

They have passed a bill (H. R. 497) to establish a port of delivery at Bucksville, South Carolina; in which they request the concurrence of the Senate.

Mr. Williams reported, from the committee, that they had this day presented to the President of the United States the following acts:

S. 201. An act to regulate the pay of pursers and other officers of the navy;

S. 256. An act to provide for publishing an account of the discoveries made by the exploring expedition, under the command of Lieutenant Wilkes, of the United States navy;

S. 266. An act for the relief of Charles D. Hammond and Augustus H. Kenan;

S. 286. An act to define and establish the fiscal year of the Treasury of the United States;

H. R. 58. An act for the relief of John Flood;

H. R. 90. An act for the relief of James Tongue, John Scrivener, and the legal representatives of William Hodson, deceased;

H. R. 101. An act for the relief of Nathan Smith and others;

H. R. 126. An act for the relief of John Pratt, or his legal representative;

H. R. 138. An act for the relief of David Freelove;

H. R. 166. An act for the relief of Dorothy Bowman;

H. R. 177. An act for the relief of Randolph Carter;

H. R. 179. An act granting a pension to Frederick Perrigo;

H. R. 187. An act to increase the revolutionary invalid pension of John Looney;

H. R. 221. An act for the relief of Jacob Jackson;

H. R. 226. An act for the relief of John King;

H. R. 257. An act for the relief of Phillis Patton;

H. R. 261. An act for the relief of Elizabeth Colfax;

H. R. 269. An act for the relief of Mary Rand;

H. R. 331. An act to confirm the sales of public lands in certain cases;

H. R. 364. An act for the relief of Joseph Parker;

H. R. 488. An act for the relief of Samuel R. Slaymaker;

H. R. 539. An act legalizing and making appropriations for such necessary objects as have been usually included in the general appropriation bills

without authority of law, and to fix and provide for certain incidental expenses of the departments and offices of the Government, and for other purposes;

H. R. 570. An act to establish a district court of the United States in the city of Wheeling, in the State of Virginia.

A message from the President of the United States, by Mr. Tyler, his secretary:

Mr. President: The President of the United States this day approved and signed the following acts:

An act to provide for publishing an account of the discoveries made by the Exploring Expedition, under the command of Lieutenant Wilkes, of the United States navy;

An act to define and establish the fiscal year of the Treasury of the United States;

An act for the relief of Charles D. Hammond and Augustus H. Kenan; and

An act to regulate the pay of pursers and other officers of the navy.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed bills of the Senate of the following titles:

S. 57. An act to provide for the payment, to the State of Louisiana, of the balance due said State for expenditures incurred in raising, equipping, and paying off, a regiment of volunteer militia, mustered into the service of the United States, and employed in the Florida war in the year 1836;

S. 59. An act to authorize the States of Indiana and Illinois to select certain quantities of land, in lieu of like quantities heretofore granted to the said States, for the construction of the Wabash and Erie and the Illinois and Michigan canals;

S. 181. An act to provide further remedial justice in the courts of the United States.

They have passed the bill from the Senate (S. 67) entitled, "An act for the relief of certain companies of Missouri volunteers, commanded by Captains Stevenson, Pollard, Sconce, Atchison, and Crawford," with amendments, in which they request the concurrence of the Senate.

They have passed a bill (H. R. 604) entitled, "An act to repeal the proviso to the sixth section of the act entitled, 'An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights,' approved September fourth, 1841;" in which they request the concurrence of the Senate.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 418) making appropriations for certain sites for marine hospitals therein mentioned; and no amendment being made, it was reported to the Senate.

On the question, "Shall this bill pass to a third reading?"

It was determined in the affirmative, { Yeas, ... 29, / Nays, ... 9.

On motion by Mr. Huntington,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Barrow, Bates, Bayard, Benton, Buchanan, Calhoun, Choate, Conrad, Crafts, Crittenden, Cuthbert, Fulton, Mangum, Miller, Morehead, Phelps, Porter, Sevier, Simmons, Smith, of Connecticut, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, Tappan, Walker, White, Young.

Those who voted in the negative, are,

Messrs. Archer, Clayton, Dayton, Graham, Huntington, King, Rives, Woodbridge, Wright.

The said bill was read a third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The bill (H. R. 512) making an appropriation for the erection of a marine hospital at or near Ocracoke, in North Carolina, was read the second time, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time, by unanimous consent.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 530) for the relief of William Willis, of Monroe county, Virginia, and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in Committee of the Whole, the consideration of the bill (H. R. 547) "to provide revenue from imports, and to change and modify existing laws imposing duties on imports, and for other purposes."

On motion by Mr. Merrick,

To amend the bill, by adding thereto the following:

"Sec. —. *And be it further enacted, That whenever the President of the United States shall receive satisfactory evidence that the grain, flour, salted provisions, and unmanufactured tobacco of the growth and production of the United States, exported from the United States, are admitted at a rate of duty not exceeding twenty-five per cent. ad valorem into the several ports of any European state or kingdom, he shall make proclamation thereof to the people of the United States; and thenceforward the duties imposed by this act upon all articles the growth and produce of such state or kingdom, so admitting such grain, flour, salted provisions, and unmanufactured tobacco, shall be reduced to the rate of twenty-five per centum ad valorem; unless, under the provisions of existing treaties, said reduction of duties would enure to the benefit of some other foreign country not making the reciprocal reduction in their ports; and in all such cases the President is hereby requested to take the earliest means of terminating the obligations of any such treaty so conflicting with the principle of reciprocity;*"

It was determined in the negative, { Yeas, ... 6, Nays, ... 29.

On motion by Mr. Merrick,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Linn, Mangum, Merrick, Woodbury, Young.

Those who voted in the negative, are,

Messrs. Bagby, Barrow, Bates, Benton, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Henderson, Huntington, Miller, Morehead, Phelps, Porter, Preston, Simmons, Smith, of Connecticut, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, Tappan, Williams, Woodbridge.

An amendment having been proposed by Mr. Rives,

A motion was made by Mr. Walker, to amend the amendment by striking out so much thereof as proposed to lay a duty on tea and coffee, and inserting, at the end of the amendment—

"*And from and after the passage of this act, there shall be collected in each and every year a property tax for revenue, of one per cent. ad valorem, on all gold and silver ware, above the value of one hundred dollars, held by any individual, except that this tax shall not be collected on such ware held by merchants or manufacturers for sale; and this tax shall be assessed and collected by the marshals and deputy marshals in the several States in the mode prescribed for the collection of internal duties by the act of the 22d of July*, 1813, *except that, in no case, shall the assessment be made until after six months' previous public notice, calling upon all persons to make out statements of all said ware held by them, respectively, together with their valuation attached thereto, said statements to be sworn to as correct by said persons, and in case only of neglect or refusal to give in said statements as aforesaid within said period of six months, then said assessment shall be made in the mode prescribed by said act of the 22d of July*, 1813, *and this tax shall be assessed and collected under the direction and supervision of the Secretary of the Treasury, who is hereby invested, for that purpose, with all the powers devolved upon him by said act, and is authorized to require such bonds, with sufficient security, as may secure the faithful performance of the duties required by this section from the said marshals and deputy marshals, and one fortieth part of the said tax actually collected shall be allowed as a compensation, in full, for assessing and collecting the same. And in all cases where any gold or silver ware shall be taken to the mint or any of the branch mints of the United States for coinage, no charge shall be made for converting said ware into coin, but said ware shall be coined with all practicable despatch, and said coin then delivered without delay to the person who deposited said ware for coinage;*"

It was determined in the negative, { Yeas, ... 11, / Nays, ... 28.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Benton, Buchanan, Cuthbert, Fulton, Linn, Smith, of Connecticut, Sturgeon, Tappan, Walker, Wright.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Calhoun, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Henderson, Huntington, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, White.

On motion by Mr. Allen, to amend the amendment, by striking out so much thereof as proposes to lay a duty on tea and coffee;

It was determined in the negative, { Yeas, ... 19, / Nays, ... 24.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Buchanan, Crittenden, Cuthbert, Fulton, Graham, Linn, Phelps, Porter, Smith, of Connecticut, Sturgeon, Tappan, Walker, Williams, Woodbridge, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Calhoun, Choate, Conrad, Crafts, Dayton, Evans, Henderson, Huntington, King, Mangum, Merrick, Miller, Morehead, Preston, Rives, Simmons, Smith, of Indiana, Sprague, White.

The question recurring on agreeing to the amendment proposed by Mr. Rives, as follows:

"*That from and after the passage of this act, and until the further legislation of Congress on the subject, the same duties upon imports shall be levied, collected, and paid, which were levied, collected, and paid, on the* 1st *day of January*, 1840, *under the provisions of the act approved 2d March*, 1833, *entitled*, '*An act to modify the act of the* 14*th of July*, 1832, *and all other acts imposing duties on imports*,' *and according to the same laws, rules, and regulations, which then existed, except that the said duties shall be paid in cash: And provided, further, That in all cases where specific duties were imposed upon imports prior to the passage of the said act, it shall be the duty of the Secretary of the Treasury to ascertain the average rate of duty which was collected upon each of the said articles throughout the year* 1840, *and such average rate of duty shall be levied, collected, and paid, as a specific duty upon the importation of the said articles, in the same manner as if such respective specific duties were severally imposed by this act.*

"SEC. 2. *And be it further enacted, That there shall be hereafter levied, collected, and paid, a duty of twenty per cent. ad valorem on teas and coffee, until otherwise provided by law; and on the articles made subject to a duty of* 20 *per cent. ad valorem under the provisions of the act entitled*, '*An act relating to duties and drawbacks*,' *approved September* 11, 1841, *there shall hereafter be levied, collected, and paid, a duty of* 25 *per cent. ad valorem, except upon railroad iron, which shall be subject to the same rate of duty as bar or bolt iron of similar manufacture under the first section of this act; but nothing herein contained shall be so construed as to deprive any State or incorporated company which shall have imported railroad iron prior to the* 3*d day of March next of the benefits and advantages secured to them, respectively, by the proviso to the* 5*th section of the said act relating to duties and drawbacks;*"

It was determined in the negative, { Yeas, ... 13, Nays, ... 31.

On motion by Mr. Rives,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Bagby, Calhoun, Cuthbert, Fulton, Henderson, King, Mangum, Merrick, Preston, Rives, Sevier, Williams.

Those who voted in the negative, are,

Messrs. Allen, Barrow, Bates, Bayard, Benton, Berrien, Buchanan, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Linn, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Connecticut, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, White, Woodbridge, Woodbury, Young.

So,

The amendment was disagreed to.

On motion by Mr. Merrick,

To amend the bill by striking out all after the enacting clause, and inserting:

"SEC. 1. *That on all articles imported into the United States, from and after the passage of this act, there shall be laid, collected, and paid, a duty of twenty per centum upon the value thereof, to be ascertained in manner hereinafter provided, and no more, except on all articles which are specially named, and are exempted from duty by the fifth section of the act entitled, 'An act to modify the act of the fourteenth of July, one thousand eight hundred and thirty-two, and all other acts imposing duties on imports,' passed on the second day of March, in the year one thousand eight hundred and thirty-three, which said articles, except tea and coffee, shall continue to be admitted free of duty; and, also, the following named articles shall, after the said day, be admitted free of duty, to wit: gold and silver coin and bullion, and all articles imported for the use of the United States; and all railroad iron, laid down or intended for the purpose of laying down on any railroad or inclined plane, imported prior to the third day of March, eighteen hundred and forty-three, shall also be free of duty, and after that day shall be subject to a duty of twenty per centum ad valorem, unless otherwise provided for.*

"SEC. 2. *And be it further enacted, That, after the passage of this act, the drawbacks payable on exported articles shall be reduced to the same rate of duty as the article imported, or the raw material of which it is principally composed, or from which it is principally made, is subject by this act, and no more.*

"SEC. 3. *And be it further enacted, That, from and after the passage of this act, the ad valorem rate of duties on goods, wares, and merchandise, shall be estimated in the following manner: to the actual cost, if the same shall have been actually purchased, or the actual value, if the same shall have been procured otherwise than by purchase, at the time and place when and where purchased or otherwise procured, shall be added twenty-five per centum on such cost or value.*

"SEC. 4. *And be it further enacted, That, from and after the passage of this act, all duties on imports shall be levied and collected in the manner following, that is to say: when the amount of duty on goods, wares, or merchandise, imported in any vessel on account of one person only, or of several persons jointly interested, shall not exceed one hundred dollars, the same shall be paid in ready money, before a permit shall be granted for landing the same; and, when the duties on the said goods, wares, and merchandise, imported as aforesaid, shall exceed the sum of one hundred dollars, then it shall be at the option of the importer or joint importers to pay the same in ready money, or to enter and store them under the following regulations and conditions, that is to say: before a permit be granted for landing them, it shall be the duty of the importer or importers, his, her, or their agent or attorney, to give bond to the United States, with one or more sureties, to the satisfaction of the collector, in double the amount of the invoice or invoices, conditioned for the payment, at the expiration of ninety days from the date thereof, of the duties which shall be assessed upon the said goods, wares, or merchandise, and which amount of assessment shall, after the expiration of one month from the date of the said bond, bear an*

interest of six per centum per annum, provided the goods, wares, and merchandise, so bonded and admitted to entry, shall be deposited at the expense and risk of the importer, or importers, in any brick or stone store which shall be selected and designated by the importer or importers, his or their agent or attorney, within the corporate limits of the city or town into which the said importation shall be made. And on such store the inspector or other officer of inspection of the revenue at the port where such goods are landed shall cause to be affixed two locks, of different construction, the key of one of which shall be kept by such importer or his agent, and the key of the other by such inspector or person deputed by him for that purpose, whose duty it shall be to attend, at all reasonable times, at the request of the importer, his agent or assignee, to deliver such goods, wares, and merchandise; but no delivery thereof shall be made without a permit, in writing, under the hand of the collector and naval officer of the port where such goods, wares, or merchandise, were landed; to obtain which permit, the duties on the goods, wares, and merchandise, for which the permit is granted, shall be paid in ready money, the amount of which, when paid, shall be credited on the bond given as aforesaid. If the duties on any parcel of goods, so deposited in store as aforesaid, shall not have been paid when the said bond, so given as aforesaid, shall become due, according to the condition of the said bond, the collector shall cause so much of the said goods, wares, or merchandise, as are necessary, to be sold at auction for ready money, after ten days' public notice of such sale; and after retaining so much of the proceeds thereof as may be necessary to pay the amount due on such bond, and the interest and the cost and charges of the sale, shall return the overplus, if any, to the owner or his representative.

"SEC. 5. *And be it further enacted, That any goods, wares, or merchandise, which shall or may be stored or warehoused, as hereinafter provided, may be removed by the importer or owner thereof, or by his duly authorized agent, to any other port or collection district of the Untied States, under such rules and regulations, and upon such conditions and under such instructions, as may be prescribed by the Secretary of the Treasury. And all goods, wares, or merchandise, which shall be stored or warehoused under and by virtue of this act, or of any other act now in force, shall be so stored that the goods, wares, and merchandise, of which invoice shall be kept separate and distinct from those of any other, and shall be so arranged as that access to each package, or portion thereof, shall be easy at all times, under such regulations as may be prescribed by the Secretary of the Treasury; and the custom-house marks shall be put upon each package, before the same is stored.*

"SEC. 6. *And be it further enacted, That if any goods, wares, or merchandise, stored as hereinbefore provided, be embezzled or fraudulently hid or removed by the owner or depositor of such goods, wares, or merchandise, or by any other person by his collusion, or at his instigation, or with his knowledge or consent, with intent to defraud the revenue of the United States, such goods, wares, and merchandise, shall be forfeited to the United States; and the person or persons embezzling, hiding, or removing them, or aiding therein, shall be liable to the same punishment and penalties as if they had been fraudulently smuggled or clandestinely introduced into the United States. And when any goods, wares, or merchandise, so stored as hereinbefore provided, shall, while in such store and uninsured, be lost, destroyed, or damaged, by fire, flood, or other natural cause, it shall and may*

It was determined in the negative, { Yeas, ... 22, Nays, ... 23.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Berrien, Calhoun, Cuthbert, Fulton, Graham, Henderson, King, Linn, Mangum, Preston, Rives, Sevier, Smith, of Connecticut, Tappan, Walker, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, White.

On motion by Mr. Woodbury, to amend the bill by adding thereto the following section:

"SEC. —. *And be it further enacted, That all the duties in this act which, on the 1st of January*, 1843, *shall exceed the rate of fifty per centum on the average value of the merchandise, as it has been appraised at the custom-house during the year* 1842, *shall be reduced so as not to exceed that rate till the 1st of January*, 1845, *when they shall be further reduced so as not to exceed thereafter the rate of twenty-five per cent.;*"

It was determined in the negative, { Yeas, ... 15, Nays, ... 25.

On motion by Mr. Woodbury,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Berrien, Calhoun, Cuthbert, Fulton, Graham, King, Preston, Sevier, Walker, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Barrow, Bates, Bayard, Benton, Buchanan, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Linn, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, White.

On motion by Mr. King, to amend the bill, sec. 2, line 17, by striking out the following words: "excepting velvets, cords, moleskins, fustians, buffalo-cloths, or goods manufactured by napping or raising, cutting or shearing, not exceeding in value thirty-five cents the square yard, and duty be paid thereon accordingly;"

It was determined in the negative, { Yeas, ... 17, Nays, ... 22.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, Henderson, King, Linn, Rives, Smith, of Connecticut, Walker, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, White.

On motion by Mr. Benton, to amend the bill, sec. 1, line 39, by inserting at the end thereof "*and except on milled or fulled cloth, known by the name of plains, kerseys, or Kendal cottons, of which wool shall be the only mate-*

So,

The amendment was disagreed to.

On motion by Mr. Sevier, to amend the bill, by striking out all after the enacting clause, and inserting—

"*That, on all articles imported into the United States, from and after the passage of this act, there shall be laid, collected, and paid a duty of twenty-five per centum upon the value thereof, to be ascertained in manner hereinafter provided, and no more, except on all articles which are specially named, and are exempted from duty by the fifth section of the act entitled, 'An act to modify the act of the fourteenth of July, one thousand eight hundred and thirty-two, and all other acts imposing duties on imports,' passed on the second day of March, in the year one thousand eight hundred and thirty-three, which said articles shall, after the passage of this act, continue to be admitted free of duty; and, also, the following-named articles shall, after the said day, be admitted free of duty, to wit: tea and coffee, gold and silver bullion, and all articles imported for the use of the United States; and all railroad iron, laid down or intended for the purpose of laying down on any railroad or inclined plane, imported prior to the third day of March, eighteen hundred and forty-four, shall also be free of duty, and after that day shall be subject to a duty of twenty per centum ad valorem, unless otherwise provided for.*

"SEC. 2. *And be it further enacted, That, after the passage of this act, the drawbacks payable on exported articles shall be reduced to the same rate of duty as the article imported, or the raw material of which it is principally composed, or from which it is principally made, is subject by this act, and no more.*

"SEC. 3. *And be it further enacted, That, from and after the passage of this act, the ad valorem rate of duties on goods, wares, and merchandise, shall be estimated in the following manner: to the actual cost, if the same shall have been actually purchased, or the actual value, if the same shall have been procured otherwise than by purchase, at the time and place when and where purchased or otherwise procured, shall be added ten per centum on such cost or value;*"

It was determined in the negative, { Yeas, ... 21, Nays, ... 23.

On motion by Mr. Sevier,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Berrien, Calhoun, Cuthbert, Fulton, Graham, Henderson, King, Linn, Preston, Rives, Sevier, Tappan, Walker, Williams, Woodbridge, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, White.

On motion by Mr. Berrien,

To amend the bill, sec. 4, page 9, as follows: line 13, strike out "forty-three," and insert "*forty-four;*" line 14, after "planes," insert "*which are now in the process of construction, and not yet completed;*" line 18, strike out "forty-three," and insert "*forty-five;*" line 18, after "forty-three," insert "*Provided, That no iron shall be considered as railroad iron, but such as is prepared to be laid permanently on railroads or inclined planes, without*

Cuthbert, Fulton, Graham, Henderson, King, Preston, Rives, Sevier, Walker, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, White.

So,

The amendment was not concurred in.

On the question to concur in the following amendment: sec. 3, page 7, line 37, after cordage insert "*three cents per pound;*"

It was determined in the negative.

The residue of the amendments made in Committee of the Whole were then concurred in.

On motion by Mr. Morehead, to amend the bill, sec. 3, page 7, line 39, by inserting, after the word "bagging," "*four cents per square yard;*"

It was determined in the affirmative.

On motion by Mr. Walker, to amend the bill, sec 3, page 8, line 44, by striking out "five," and inserting "*four;*"

It was determined in the negative, { Yeas, ... 23, Nays, ... 23.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Bagby, Benton, Berrien, Buchanan, Calhoun, Cuthbert, Fulton, Graham, Henderson, King, Linn, Preston, Rives, Sevier, Smith, of Connecticut, Sturgeon, Walker, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

On motion by Mr. Evans,

The bill was amended, sec. 3, page 7, line 37, by inserting after "cordage," "*four and a half cents per pound.*"

On motion by Mr. Merrick,

To amend the bill by adding thereto the following: "*Sec.* 34. *And be it further enacted, That the provisions of this act shall continue in force for the period of two years from the date of its passage, and no longer;*"

It was determined in the negative, { Yeas, ... 21, Nays, ... 22.

On motion by Mr. Merrick,

The yeas and nays being desired by one fifth of the Senators present:

Those who voted in the affirmative, are,

Messrs. Allen, Benton, Berrien, Buchanan, Calhoun, Crittenden, Cuthbert, Fulton, Graham, Henderson, King, Linn, Mangum, Merrick, Preston, Rives, Sevier, Smith, of Indiana, Walker, Williams, Young.

Those who voted in the negative, are,

Messrs. Archer, Bagby, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Dayton, Evans, Huntington, Miller, Morehead, Phelps, Porter, Sprague, Sturgeon, Tallmadge, White, Woodbridge, Wright.

On the question, "Shall the amendments be engrossed, and the bill read a third time?"

A motion was made by Mr. Barrow, that the Senate adjourn; and,

It was determined in the affirmative, { Yeas, ... 24, / Nays, ... 20.

On motion by Mr. Evans,

The yeas and nays being desired by one fifth of the Senators present:

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bayard, Berrien, Buchanan, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Graham, Henderson, Merrick, Miller, Morehead, Phelps, Porter, Rives, Simmons, Smith, of Connecticut, Sprague, Tallmadge, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Bates, Benton, Calhoun, Cuthbert, Evans, Fulton, King, Linn, Mangum, Preston, Sevier, Smith, of Indiana, Sturgeon, Walker, White, Woodbury, Wright, Young.

So,

The Senate adjourned.

SATURDAY, August 27, 1842.

The bill from the House of Representatives (H. R. 497) to establish a port of delivery at Bucksville, South Carolina, was read the first and second times, by unanimous consent, and referred to the Committee on Commerce.

The bill (H. R. 604) to repeal the proviso to the sixth section of the act entitled, "An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights, approved September fourth, eighteen hundred and forty," was read and passed to the second reading.

The Senate proceeded to consider their amendment, disagreed to by the House of Representatives, to the bill (H. R. 470) to suppress the vending of lottery tickets in the District of Columbia; and,

Resolved, That they agree to the conference asked by the House of Representatives on the disagreeing votes of the two Houses.

On motion by Mr. Bayard,

Ordered, That the Committee of Conference, on the part of the Senate, consist of three members, to be appointed by the President pro tempore: and

Mr. Bayard, Mr. King, and Mr. Choate, were appointed accordingly.

The Senate proceeded to consider the amendments of the House of Representatives to the bill (S. 67) for the relief of certain companies of Missouri volunteers, commanded by Captains Stevenson, Pollard, Sconce, Atchison, and Crawford; and,

Ordered, That they be referred to the Committee on Military Affairs.

On motion by Mr. Crittenden,

Ordered, That the heirs of John H. Piatt have leave to withdraw their petitions and papers.

On motion by Mr. Smith, of Indiana,

Ordered, That Hiram H. Lewis, and William T. Lewis, have leave to withdraw their petitions and papers.

The amendments to the bill (H. R. 210) regulating the taking of testimony in cases of contested elections, and for other purposes, having been reported by the committee correctly engrossed, the bill was read a third time.

It was determined in the negative, { Yeas, ... 22, / Nays, ... 23.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Berrien, Calhoun, Cuthbert, Fulton, Graham, Henderson, King, Linn, Mangum, Preston, Rives, Sevier, Smith, of Connecticut, Tappan, Walker, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, White.

On motion by Mr. Woodbury, to amend the bill by adding thereto the following section:

"SEC. —. *And be it further enacted, That all the duties in this act which, on the 1st of January*, 1843, *shall exceed the rate of fifty per centum on the average value of the merchandise, as it has been appraised at the custom-house during the year* 1842, *shall be reduced so as not to exceed that rate till the 1st of January*, 1845, *when they shall be further reduced so as not to exceed thereafter the rate of twenty-five per cent.*;"

It was determined in the negative, { Yeas, ... 15, / Nays, ... 25.

On motion by Mr. Woodbury,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Berrien, Calhoun, Cuthbert, Fulton, Graham, King, Preston, Sevier, Walker, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Barrow, Bates, Bayard, Benton, Buchanan, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Linn, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, White.

On motion by Mr. King, to amend the bill, sec. 2, line 17, by striking out the following words: "excepting velvets, cords, moleskins, fustians, buffalo-cloths, or goods manufactured by napping or raising, cutting or shearing, not exceeding in value thirty-five cents the square yard, and duty be paid thereon accordingly;"

It was determined in the negative, { Yeas, ... 17, / Nays, ... 22.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, Henderson, King, Linn, Rives, Smith, of Connecticut, Walker, Williams, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Barrow, Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, White.

On motion by Mr. Benton, to amend the bill, sec. 1, line 39, by inserting at the end thereof "*and except on milled or fulled cloth, known by the name of plains, kerseys, or Kendal cottons, of which wool shall be the only mate-*

They have passed the following bills of the Senate, with amendments:

S. 45. An act for creating a new land district in the State of Missouri, and for changing the boundaries of the southwestern and western land districts in said State;

S. 251. An act to provide for the settlement of certain accounts for the support of the Government in the Territory of Wisconsin, and for other purposes;

S. 265. An act in relation to lands sold in the Greensburg, late St. Hélena, land district, in the State of Louisiana, and authorizing the resurvey of certain lands in said district;

S. 135. An act for the relief of Enoch Hidden;

S. 235. An act for the relief of Jean Baptiste Comeau;

S. 272. An act for the relief of the legal representatives of Henry Eckford, deceased; in which amendments they request the concurrence of the Senate.

They have passed the following bills of the Senate:

S. 31. An act supplementary to an act to provide for the adjustment of titles to land in the town of Detroit and Territory of Michigan, and for other purposes, passed April 21, 1806;

S. 72. An act to authorize the inhabitants of township eight north, range thirty-two west, in the State of Arkansas, to enter a fraction of land in lieu of the sixteenth section in said township, upon the condition that the same is surrendered to the United States for military purposes.

S. 78. An act for the relief of the legal representatives of Therese Malette, widow of Gaspard Phiole;

S. 82. An act for the relief of John Compton, assignee and representative of Garrigues Flaujac;

S. 88. An act to provide an insane hospital for the district of Columbia;

S. 96. An act to authorize the issuing of a patent to the heirs or legal representatives of Francis Rivard, deceased, and for other purposes;

S. 189. An act for the relief of Elisha Burnet;

S. 194. An act for the relief of Thomas Brownell;

S. 206. An act for the relief of Jacob Greaves;

S. 225. An act authorizing the Secretary of the Navy to contract for the purchase for the United States of the right to use Babbitt's anti-attrition metal;

S. 228. An act for the relief of Amey Babbitt;

S. 237. An act to confirm the title of the heirs of James Sympson, deceased, to a tract of land in the State of Louisiana;

S. 242. An act for the relief of Mrs. Mary W. Thompson, widow of the late Lieutenant Colonel Thompson, of the army of the United States;

S. 243. An act for the relief of Andrew Forrest;

S. 260. An act for the relief of Henry Fry;

S. 296. An act to permit the Solicitor of the Treasury to adjust and compromise a claim of the United States against Henry Daniel, and Thomas Triplett, jr., deceased, now or late of the State of Kentucky;

S. 307. An act for the relief of Thomas B. Parsons.

They have passed a bill (H. R. 606) concerning the payment of Florida militia; in which they request the concurrence of the Senate.

Mr. Porter reported from the committee that they had examined and found duly enrolled the following bills and joint resolution:

S. 137. An act for the relief of Isaac Hull;

S. 186. An act to provide for the reports of the decisions of the Supreme Court of the United States;

S. 192. An act for the relief of William Polk;

S. 207. An act to establish and regulate the navy ration;

S. 220. An act in addition to an act to promote the progress of the useful arts, and to repeal all acts and parts of acts heretofore made for that purpose;

S. 226. An act to provide for the publication of a new edition of the laws and regulations of the Post Office Department, and a perfect list of the post offices in the United States;

S. 271. An act for the relief of William H. Robertson, Samuel H. Garrow, and J. W. Simonton;

S. 276. An act for the relief of the legal heirs and representatives of Hugo Krebs, deceased;

S. R. 15. Resolution for the relief of Ferdinand Pettrich.

The Senate resumed the consideration of the bill (H. R. 547) to provide revenue from imports, and to change and modify existing laws imposing duties on imports, and for other purposes.

On the question, "Shall the amendments be engrossed, and the bill read a third time?"

It was determined in the affirmative, { Yeas, ... 24, Nays, ... 23.

On motion by Mr. Evans,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Barrow, Bates, Bayard, Buchanan, Choate, Conrad, Crafts, Crittenden, Dayton, Evans, Huntington, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, White, Williams, Woodbridge, Wright.

Those who voted in the negative, are,

Messrs. Allen, Archer, Bagby, Benton, Berrien, Calhoun, Clayton, Cuthbert, Fulton, Graham, Henderson, King, Linn, Mangum, Merrick, Preston, Rives, Sevier, Smith, of Connecticut, Tappan, Walker, Woodbury, Young.

So it was,

Ordered, That the amendments be engrossed, and the bill read a third time.

The amendments to the said bill having been reported by the committee correctly engrossed, the bill was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

On motion by Mr. Barrow,

That the Senate adjourn,

It was determined in the affirmative, { Yeas, ... 24, Nays, ... 20.

On motion by Mr. Wright,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Benton, Berrien, Choate, Clayton, Crafts, Crittenden, Dayton, Huntington, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Sprague, Sturgeon, Tallmadge, Walker, White.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Buchanan, Calhoun, Conrad, Evans, Fulton, Graham, Henderson, King, Linn, Preston, Rives, Sevier, Smith, of Connecticut, Smith, of Indiana, Williams, Woodbury, Wright, Young.

So, The Senate adjourned.

MONDAY, AUGUST 29, 1842.

Mr. Linn presented a memorial of Jehiel Brooks, protesting against the passage of a resolution from the House of Representatives (No. 18) "to institute proceedings to ascertain the title to Rush island, ceded in the Caddo treaty," until a full examination can be made of the charges against him.

Ordered, That it be referred to the Committee on Indian Affairs.

Mr. Henderson, from the Committee on Private Land Claims, to whom was referred the report of the Commissioner of the General Land Office, in relation to the construction given to the act of July 4, 1836, confirming reports of the board of commissioners appointed to investigate private land claims in Missouri, submitted a report, which was ordered to be printed.

Mr. Sevier submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the resolution of the Senate, passed on the 9th day of July, 1842, requiring the Secretary of War to furnish copies of all the correspondence, and all the reports of the investigating committees, on file in the War Department, upon the subject of claims provided for by the Miami treaty, be, and the same is, hereby rescinded.

The Senate proceeded to consider the resolution submitted by Mr. Conrad, the 18th instant, and agreed thereto.

Mr. Evans, from the Committee on Finance, to whom were referred the memorials of Charles H. Russell & Co., and Charles Potter, De Forrest Manice, John L. Penzart & Co., A. H. Abrahams, and McDowell, Hayne, & Co., praying for remission of duties on certain importations into the United States, submitted a report, accompanied with the following resolution:

Resolved, That the prayer of the several memorials ought not to be granted.

Ordered, That the report be printed.

On motion by Mr. Evans,

Ordered, That the committee be discharged from the further consideration of the following subjects:

Report from the Secretary of the Treasury on the finances;

Memorial of the New York and Albany Railroad Company;

Letter from the Secretary of State, in relation to the printing the Compendium of the Sixth Census;

Report from the Secretary of State, in relation to the distribution of the Compendium of the Sixth Census;

Petition of citizens of Massachusetts for the repeal of the drawback on rum exported from the United States;

Memorial of Thomas Allen for compensation for printing biennial register for 1841;

Petition of Philip and Eliphalet Greely;

Petition of N. L. Dana & Co.;

Memorial of Francis Leiber;

Memorial of the New Orleans and Nashville Railroad Company;

Resolutions of the New York Chamber of Commerce:

Preamble and resolutions of a meeting of citizens of Halifax county, Virginia;

Proceedings of citizens of Caroline county, Virginia, in relation to a protective tariff;

Resolutions on the subject of increasing duties on imports, and diminishing the expenses of Government;

Seven memorials of citizens of Pennsylvania proposing a plan for restoring the public credit and currency;

Memorial of citizens of North Carolina, praying the completion of the United States arsenal at Fayetteville;

Petition of citizens of New York, in favor of a reduction of the pay and mileage of members of Congress;

Memorial of citizens of Ohio, in relation to the absorption of the coin of the country by manufacturing it into wares;

Petitions of citizens of New York, in relation to the subjects of tariff anp revenue;

Petition of citizens of Charleston, South Carolina, praying that a tax be imposed on all auction sales;

Petition of citizens of Massachusetts, in relation to the embarrassed condition of the country.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 43) for the relief of the legal representatives of William D. Cheever, deceased, together with the amendment reported thereto; and having been amended, it was reported to the Senate.

Ordered, That the amendment be engrossed, and the bill read a third time.

The amendment to the said bill having been reported by the committee, correctly engrossed, the bill was read a third time.

Resolved, That this bill pass with an amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

The bill (H. R. 604) to repeal the proviso to the sixth section of the act entitled, "An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights," approved September 4, 1841, was read the second time, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

On the question, "Shall this bill be read a third time?"

It was determined in the affirmative, { Yeas, ... 23, / Nays, ... 19.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Mangum, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, Henderson, King, Linn, Preston, Rives, Sevier, Sturgeon, Tappan, Walker, Woodbury, Wright, Young.

So the bill was ordered to be read a third time.

The bill was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in Committee of the Whole, the consideration of

MONDAY, AUGUST 29, 1842.

Mr. Linn presented a memorial of Jehiel Brooks, protesting against the passage of a resolution from the House of Representatives (No. 18) "to institute proceedings to ascertain the title to Rush island, ceded in the Caddo treaty," until a full examination can be made of the charges against him.

Ordered, That it be referred to the Committee on Indian Affairs.

Mr. Henderson, from the Committee on Private Land Claims, to whom was referred the report of the Commissioner of the General Land Office, in relation to the construction given to the act of July 4, 1836, confirming reports of the board of commissioners appointed to investigate private land claims in Missouri, submitted a report, which was ordered to be printed.

Mr. Sevier submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the resolution of the Senate, passed on the 9th day of July, 1842, requiring the Secretary of War to furnish copies of all the correspondence, and all the reports of the investigating committees, on file in the War Department, upon the subject of claims provided for by the Miami treaty, be, and the same is, hereby rescinded.

The Senate proceeded to consider the resolution submitted by Mr. Conrad, the 18th instant, and agreed thereto.

Mr. Evans, from the Committee on Finance, to whom were referred the memorials of Charles H. Russell & Co., and Charles Potter, De Forrest Manice, John L. Penzart & Co., A. H. Abrahams, and McDowell, Hayne, & Co., praying for remission of duties on certain importations into the United States, submitted a report, accompanied with the following resolution:

Resolved, That the prayer of the several memorials ought not to be granted.

Ordered, That the report be printed.

On motion by Mr. Evans,

Ordered, That the committee be discharged from the further consideration of the following subjects:

Report from the Secretary of the Treasury on the finances;

Memorial of the New York and Albany Railroad Company;

Letter from the Secretary of State, in relation to the printing the Compendium of the Sixth Census;

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Preamble and resolutions of a meeting of citizens of Halifax county, Virginia;

Proceedings of citizens of Caroline county, Virginia, in relation to a protective tariff;

Resolutions on the subject of increasing duties on imports, and diminishing the expenses of Government;

Seven memorials of citizens of Pennsylvania proposing a plan for restoring the public credit and currency;

Memorial of citizens of North Carolina, praying the completion of the United States arsenal at Fayetteville;

Petition of citizens of New York, in favor of a reduction of the pay and mileage of members of Congress;

Memorial of citizens of Ohio, in relation to the absorption of the coin of the country by manufacturing it into wares;

Petitions of citizens of New York, in relation to the subjects of tariff anp revenue;

Petition of citizens of Charleston, South Carolina, praying that a tax be imposed on all auction sales;

Petition of citizens of Massachusetts, in relation to the embarrassed condition of the country.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 43) for the relief of the legal representatives of William D. Cheever, deceased, together with the amendment reported thereto; and having been amended, it was reported to the Senate.

Ordered, That the amendment be engrossed, and the bill read a third time.

The amendment to the said bill having been reported by the committee, correctly engrossed, the bill was read a third time.

Resolved, That this bill pass with an amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

The bill (H. R. 604) to repeal the proviso to the sixth section of the act entitled, "An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights," approved September 4, 1841, was read the second time, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

On the question, "Shall this bill be read a third time?"

It was determined in the affirmative, { Yeas, ... 23, / Nays, ... 19.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Mangum, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, Henderson, King, Linn, Preston, Rives, Sevier, Sturgeon, Tappan, Walker, Woodbury, Wright, Young.

So the bill was ordered to be read a third time.

The bill was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in Committee of the Whole, the consideration of

the bill (H. R. 202) for the relief of the marshal of the United States for the district of Kentucky, together with the amendments reported thereto; and having been amended, it was reported to the Senate, and the amendments were concurred in.

Ordered, That the amendments be engrossed, and the bill read a third time.

The amendments to the said bill having been reported by the committee, correctly engrossed, the bill was read a third time, as amended.

Resolved, That this bill pass with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

On motion by Mr. White,

That the Senate reconsider the vote, of the 27th instant, on the recommitment of the bill (H. R. 210) regulating the taking of testimony in cases of contested elections, and for other purposes;

It was determined in the affirmative, { Yeas, ... 23, / Nays, ... 17.

On motion,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Barrow, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Mangum, Miller, Morehead, Phelps, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, White.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, Rives, Sevier, Sturgeon, Tappan, Walker, Woodbury, Wright, Young.

So the vote on the recommitment of the bill was reconsidered.

The said bill having been read a third time,

On the question, "Shall this bill pass?"

It was determined in the affirmative, { Yeas, ... 26, / Nays, ... 19.

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Mangum, Merrick, Miller, Morehead, Phelps, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, Henderson, King, Linn, Rives, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Woodbury, Wright, Young.

So it was

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

On motion by Mr. Evans, and by unanimous consent,

Resolved, That two members be added to the Committee on Enrolled Bills, on the part of the Senate, to be appointed by the President pro tempore; and

Mr. Dayton and Mr. Crafts were appointed.

Resolutions on the subject of increasing duties on imports, and diminishing the expenses of Government;

Seven memorials of citizens of Pennsylvania proposing a plan for restoring the public credit and currency;

Memorial of citizens of North Carolina, praying the completion of the United States arsenal at Fayetteville;

Petition of citizens of New York, in favor of a reduction of the pay and mileage of members of Congress;

Memorial of citizens of Ohio, in relation to the absorption of the coin of the country by manufacturing it into wares;

Petitions of citizens of New York, in relation to the subjects of tariff anp revenue;

Petition of citizens of Charleston, South Carolina, praying that a tax be imposed on all auction sales;

Petition of citizens of Massachusetts, in relation to the embarrassed condition of the country.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 43) for the relief of the legal representatives of William D. Cheever, deceased, together with the amendment reported thereto; and having been amended, it was reported to the Senate.

Ordered, That the amendment be engrossed, and the bill read a third time.

The amendment to the said bill having been reported by the committee, correctly engrossed, the bill was read a third time.

Resolved, That this bill pass with an amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

The bill (H. R. 604) to repeal the proviso to the sixth section of the act entitled, "An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights," approved September 4, 1841, was read the second time, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

On the question, "Shall this bill be read a third time?"

It was determined in the affirmative, { Yeas, ... 23, / Nays, ... 19.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Mangum, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, Henderson, King, Linn, Preston, Rives, Sevier, Sturgeon, Tappan, Walker, Woodbury, Wright, Young.

So the bill was ordered to be read a third time.

The bill was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate resumed, as in Committee of the Whole, the consideration of

On motion by Mr. Bayard,

Ordered, That it be referred to the Committee on the Judiciary.

The Senate proceeded to consider, as in Committee of the Whole, the bill (S. 290) to extend the Patent Office to Seventh street; and,

On motion by Mr. Evans,

Ordered, That it lie on the table.

The Senate resumed the consideration of the bill (H. R. 123) to confirm the heirs and legal representatives of John Brown, deceased, in their title to a tract of land; and,

On motion by Mr. Linn,

Ordered, That it lie on the table.

The Senate proceeded to consider the amendments of the House of Representatives to the following bills:

S. 45. An act for creating a new land district in the State of Missouri, and for changing the boundaries of the southwestern and western land districts in said State;

S. 135. An act for the relief of Enoch Hidden;

S. 235. An act for the relief of Jean Baptiste Comeau;

S. 251. An act to provide for the settlement of certain accounts for the support of Government in the Territory of Wisconsin, and for other purposes;

S. 265. An act in relation to lands sold in the Greensburg, late St. Helena, land district, in the State of Louisiana, and authorizing the resurvey of certain lands in said district;

S. 272. An act for the relief of the legal representatives of Henry Eckford, deceased; and

Resolved, That they concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives concur in the amendments of the Senate to the bill (H. R. 547) to provide revenue from imports, and to change and modify existing laws imposing duties on imports, and for other purposes.

They have rejected the bill from the Senate (S. 303) making compensation to pension agents.

The Speaker of the House of Representatives having signed thirty-nine enrolled bills and an enrolled resolution, I am directed to bring them to the Senate for the signature of their President.

Mr. Porter reported, from the committee, that they had examined, and found duly enrolled, the following acts:

S. 31. An act supplementary to "An act to provide for the adjustment of titles to land in the town of Detroit, and Territory of Michigan, and for other purposes," passed April 21, 1806;

S. 72. An act to authorize the inhabitants of township 8 north, range 32 west, in the State of Arkansas, to enter a section of land in lieu of the 16th section in said township, upon condition that the same is surrendered to the United States for military purposes;

S. 78. An act for the relief of the legal representatives of Therese Malette, widow of Gaspard Phiole;

S. 82. An act for the relief of John Compton, assignee and representative of Garrigues Flaujac;

S. 88. An act to provide an insane hospital for the District of Columbia;

S. 96. An act to authorize the issuing of a patent to the heirs or legal representatives of Francis Rivard, deceased, and for other purposes;

S. 189. An act for the relief of Elisha Burnet;

S. 194. An act for the relief of Thomas Brownell;

S. 225. An act authorizing the Secretary of the Navy to contract for the purchase for the United States of the right to use Babbit's anti-attrition metal;

S. 206. An act for the relief of Jacob Greaves;

S. 228. An act for the relief of Amey Babbitt;

S. 237. An act to confirm the title of the heirs of James Sympson, deceased, to a certain tract of land in the State of Louisiana;

S. 243. An act for the relief of Andrew Forrest;

S. 296. An act to permit the Solicitor of the Treasury to adjust and compromise a claim of the United States against Henry Daniel and Thomas Triplett, junior, deceased, now or late of the State of Kentucky;

S. 242. An act for the relief of Mrs. Mary W. Thompson, widow of the late Lieutenant Colonel Thompson, of the army of the United States;

S. 260. An act for the relief of Henry Fry;

S. 307. An act for the relief of Thomas B. Parsons;

H. R. 167. An act for the relief of Effe Van Ness;

H. R. 197. An act granting a pension to Amaziah Goodwin;

H. R. 220. An act for the relief of Dennis Dygert;

H. R. 265. An act for the relief of Hannah Carrier;

H. R. 278. An act granting to Catharine Lehman the benefit of the act of the 7th July, 1838;

H. R. 282. An act for the relief of F. B. de Bellevue;

H. R. 418. An act making appropriations for certain sites for marine hospitals therein mentioned;

H. R. 446. An act to make an appropriation for certain expenses in the erection of a penitentiary in the Territory of Iowa;

H. R. 512. An act making an appropriation for the erection of a marine hospital at or near Ocracoke, in North Carolina;

H. R. 530. An act for the relief of William Willis, of Munroe county, Virginia;

H. R. 556. An act establishing a court at Charlestown, in the Commonwealth of Virginia.

The President pro tempore signed the eleven enrolled bills, and the enrolled resolution, reported to have been examined the 27th instant, and the twenty-eight enrolled bills reported to have been examined this day.

The Senate resumed, as in Committee of the Whole, the consideration of the resolution (H. R. 19) authorizing experiments to be made for testing Samuel Colt's sub-marine battery; and having been amended, it was reported to the Senate, and the amendment was concurred in.

Ordered, That the amendment be engrossed, and the resolution read a third time.

The amendment to the said resolution having been reported by the committee, correctly engrossed, the resolution was read a third time as amended.

Resolved, That this resolution pass with an amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

Mr. Conrad, from the Committee on Public Lands, to whom was referred the resolution (H. R. 18) to institute proceedings to ascertain the title to Rush island, ceded in the Caddo treaty, reported it without amendment.

On motion by Mr. Conrad, that the Senate consider the said resolution,

It was determined in the affirmative, { Yeas, ... 21, / Nays, ... 13.

On motion by Mr. Conrad,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Henderson, Miller, Morehead, Porter, Preston, Simmons, Smith, of Indiana, Sprague, Tallmadge, Walker, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Fulton, Linn, Smith, of Connecticut, Sturgeon, Tappan, Woodbury, Wright, Young.

The Senate proceeded to consider the said resolution, as in Committee of the Whole; and having been amended, on the motion of Mr. Linn, it was reported to the Senate, and the amendment was concurred in.

Ordered, That the amendment be engrossed, and the resolution read a third time.

The amendment to the said resolution having been reported by the committee, correctly engrossed, the resolution was read a third time as amended.

Resolved, That this resolution pass with an amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

The Senate proceeded to consider the resolution from the House of Representatives to fix the time for the adjournment of the present session of Congress; and having been amended by striking out "Monday, the 29th," and inserting "*Wednesday, the 31st, at two o'clock;*"

Resolved, That this resolution pass with an amendment.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendment.

Mr. Bayard, from the Committee of Conference, on the part of the Senate, on the disagreeing votes of the two Houses, on the bill (H. R. 470) to suppress the vending of lottery tickets in the District of Columbia, reported:

"That they have met a committee appointed on the part of the House, and after a full and free conference on the subject of said disagreeing votes, the said committees have agreed to recommend, and do recommend, to their respective Houses the following proviso, as a substitute for that contained in the second section of the amendment of the Senate to the bill, viz.:

"*Provided*, That nothing herein contained shall be construed to restrain the selling of lottery tickets so far as the same is authorized by any existing contract made by the common council of the city of Alexandria, under an ordinance of the common council of the said city, passed on the fifth day of December, eighteen hundred and twenty-seven, and approved by the President of the United States, if such contract is made, and so far as the same is made, in conformity with the provisions of its charter, nor so far as the selling of the same is authorized by any subsisting license of any of the cities of the said District, for the period of one year from the passage of this act: *And provided further*, That it shall not be lawful, under color of any contract made with the common council of the said city of Alexandria, as aforesaid, to vend or sell tickets, or parts of tickets, or shares in any lottery or lotteries authorized by the Legislature of any State or Territory within the United States or any foreign government."

The Senate proceeded to consider the said report; and

Resolved, That they concur therein, and that the bill be amended accordingly.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Crafts reported, from the committee, that they had examined, and found duly enrolled, the following bills:

S. 45. An act for creating a new land district in the State of Missouri, and for changing the boundaries of the southwestern and western land districts in said State;

S. 135. An act for the relief of Enoch Hidden;

S. 235. An act for the relief of Jean Baptiste Comeau;

S. 251. An act to provide for the settlement of certain accounts for the support of Government in the Territory of Wisconsin, and for other purposes;

S. 265. An act in relation to lands sold in the Greensburg, late St. Helena, land district, in the State of Louisiana, and authorizing the resurvey of certain lands in said district;

S. 272. An act for the relief of the legal representatives of Henry Eckford, deceased;

H. R. 547. An act to provide revenue from imports, and to change and modify existing laws imposing duties on imports, and for other purposes.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives concur in the amendments of the Senate to the following bills and resolution:

H. R. 43. An act for the relief of the legal representatives of William D. Cheever, deceased;

H. R. 202. An act for the relief of the assistants of the marshal of the United States for the district of Kentucky;

H. R. 118. Resolution to institute proceedings to ascertain the title to Rush island, ceded in the Caddo treaty.

They have passed a bill (H. R. 607) to limit the sale of the public stock at par, and to authorize the issue of treasury-notes in lieu thereof to a certain amount, in which they request the concurrence of the Senate.

The House of Representatives disagree to the first and second amendments of the Senate to the bill (H. R. 210) regulating the taking of testimony in cases of contested elections, and for other purposes, and agree to the residue of the amendments of the Senate to the said bill.

The President of the United States approved and signed, the 26th instant, the following acts:

An act for the relief of Randolph Carter;

An act for the relief of Samuel R. Slaymaker;

An act for the relief of Dorothy Bowman;

An act to increase the revolutionary invalid pension of John Looney;

An act for the relief of John Flood;

An act for the relief of John King;

An act for the relief of Nathan Smith and others;

An act for the relief of James Tongue, John Scrivener, and the legal representatives of William Hodson, deceased;

An act for the relief of David Freelove;

An act granting a pension to Frederick Perrigo;

An act for the relief of Phillis Tatton;

An act for the relief of Joseph Parker;

An act for the relief of Mary Rand;

An act for the relief of Jacob Jackson;

An act for the relief of Elizabeth Colfax;

An act to confirm the sale of public lands in certain cases;

An act to establish a district court of the United States in the city of Wheeling, in the State of Virginia;

An act for the relief of John Pratt or his legal representative;

An act legalizing and making appropriations for such necessary objects as have been usually included in the general appropriation bills without authority of law, and to provide for certain incidental expenses of the departments and offices of the Government, and for other purposes.

The Speaker of the House of Representatives, having signed seven enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The President pro tempore signed the seven enrolled bills last reported to have been examined, and they were delivered to the committee, to be presented to the President of the United States.

The bill (H. R. 607) to limit the sale of the public stock to par, and to authorize the issue of treasury-notes in lieu thereof, to a certain amount, was read the first and second times, by unanimous consent, and referred to the Committee on Finance.

Mr. Merrick, from the Committee on the Post Office and Post Roads, to whom was referred the bill (H. R. 564) to establish certain post roads, reported it with amendments; which were read.

Mr. Tallmadge, by unanimous consent, had leave to introduce the following resolution:

Resolved, That there be paid out of the contingent fund of the Senate, and under the direction of the committee to audit and control the same, to each of the officers, clerks, messengers, assistant messengers, pages, and laborers in the service of the Senate, the same amounts, respectively, that were paid them under a resolution of the Senate at the long session of the last Congress.

The resolution was read the first and second times, by unanimous consent, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The said resolution having been reported by the committee, correctly engrossed, was read a third time, by unanimous consent.

Resolved, That it pass.

The Senate proceeded to consider their amendments to the bill (H. R. 210) regulating the taking of testimony in cases of contested elections, and for other purposes, disagreed to by the House of Representatives.

On motion by Mr. Berrien,

Resolved, That the Senate insist on their said amendments, and ask a conference on the disagreeing votes of the two Houses.

On motion by Mr. Berrien,

Ordered, That the Committee of Conference, on the part of the Senate, consist of three members, to be appointed by the President pro tempore; and

Mr. Berrien, Mr. Crittenden, and Mr. White, were appointed the committee.

Ordered, That the Secretary notify the House of Representatives thereof.

On motion by Mr. Graham,

Ordered, That the Committee of Claims be discharged from the consideration of all subjects referred to that committee, and not reported on during the present session.

On motion by Mr. Merrick,

Ordered, That the Committee on the Post Office and Post Roads be discharged from the consideration of all subjects referred to that committee, and not reported on.

On motion by Mr. Berrien,

Ordered, That the Committee on the Judiciary be discharged from the consideration of all subjects referred to the committee during the present session, and not reported on.

On motion by Mr. Archer,

Ordered, That the Committee on Naval Affairs be discharged from the consideration of all subjects referred to that committee, and not reported on.

Mr. Dayton reported, from the committee, that they had this day presented to the President of the United States the eleven enrolled bills, and the enrolled resolution, reported to have been examined the 27th instant; and the thirty-five enrolled bills this day reported to have been examined.

After the consideration of Executive business,

The Senate adjourned.

TUESDAY, AUGUST 30, 1842.

On motion by Mr. Huntington,

Ordered, That the Committee on Commerce be discharged from the further consideration of all subjects referred to that committee and not reported on.

Mr. Phelps, from the Committee on Pensions, to whom was recommitted the bill (S. 27) for the relief of Esther Johnston, widow of Colonel Jonas Johnston, of North Carolina, deceased, reported it without amendment, and that it ought not to pass.

The bill (S. 315) making appropriations to carry into effect a treaty with the Wyandot Indians, was read the second time, and considered, as in Committee of the Whole; and having been amended, it was reported to the Senate, and the amendments were concurred in.

Ordered, That it be engrossed, and read a third time.

The said bill, having been reported by the committee correctly engrossed, was read a third time, and further amended on the motion of Mr. Preston, by unanimous consent.

Resolved, That this bill pass, and that the title thereof be "An act making appropriations to carry into effect a treaty with the Wyandot Indians, and for other purposes."

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 80) making appropriations for certain fortifications of the United States for the year 1842.

On motion by Mr. Evans, to amend the bill by adding thereto the following section:

"Sec. —. *And be it further enacted, That the sum of thirty thousand dollars, or so much thereof as may be necessary, be, and the same is hereby, appropriated for the purpose of carrying into effect certain articles of agreement between the Secretary of War and John H. Eaton, attorney-in-fact of John S. Hudson, dated the fourth day of June, eighteen hundred and forty-two, for the extinguishment of the title, or alleged title, of the said John S. Hudson to the Pea Patch Island, in the river Delaware: Provided, That no part of the sum hereby appropriated, shall be paid, unless the title shall*

be ascertained and determined in the manner proposed by the said agreement, and until the Attorney General of the United States shall have certified that the same is full and unencumbered;"

It was determined in the negative, { Yeas, ... 7, / Nays, ... 27,

On motion by Mr. Clayton,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Buchanan, Evans, Fulton, Miller, Sevier, Smith, of Indiana, Sturgeon.

Those who voted in the negative, are,

Messrs. Allen, Archer, Bagby, Bates, Bayard, Benton, Calhoun, Choate, Clayton, Conrad, Crafts, Cuthbert, Graham, Henderson, Huntington, King, Linn, Mangum, Merrick, Phelps, Porter, Preston, Tallmadge, Tappan, Woodbridge, Woodbury, Young.

The bill having been amended, on the motion of Mr. Sevier, was reported to the Senate, and the amendments were concurred in.

Ordered, That the amendments be engrossed, and the bill read a third time.

The amendments to the said bill having been reported by the committee correctly engrossed, the bill was read a third time.

Resolved, That this bill pass with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives agree to the report of the Committee of Conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H. R. 470) entitled, "An act to suppress the vending of lottery tickets in the District of Columbia."

The House of Representatives agree to the conference asked by the Senate, on the disagreeing votes of the two Houses on the amendments of the Senate, disagreed to by the House of Representatives, to the bill (H. R. 210) regulating the taking of testimony in cases of contested elections, and for other purposes; and have appointed Mr. Fillmore, Mr. Howard, and Mr. Moore, the committee on their part.

They have passed the resolution from the Senate (S. 12) to authorize an extension of a contract for carrying the mail.

The Speaker of the House of Representatives having signed four enrolled bills, and an enrolled resolution, I am directed to bring them to the Senate for the signature of their President.

Mr. Dayton reported, from the committee that they had examined and found duly enrolled the following bills and resolution:

H. R. 43. An act for the relief of the legal representatives of William D. Cheever, deceased;

H. R. 202. An act for the relief of the assistants of the marshal of the United States for the district of Kentucky;

H. R. 329. An act to establish an additional land office in Florida;

H. R. 604. An act to repeal the proviso to the sixth section of the act entitled, "An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights," approved September 4, 1841;

H. R. R. 18. Resolution to institute proceedings to ascertain the title to *Rush island*, ceded in the Caddo treaty.

On motion by Mr. Merrick,

Ordered, That the Committee on the Post Office and Post Roads be discharged from the consideration of all subjects referred to that committee, and not reported on.

On motion by Mr. Berrien,

Ordered, That the Committee on the Judiciary be discharged from the consideration of all subjects referred to the committee during the present session, and not reported on.

On motion by Mr. Archer,

Ordered, That the Committee on Naval Affairs be discharged from the consideration of all subjects referred to that committee, and not reported on.

Mr. Dayton reported, from the committee, that they had this day presented to the President of the United States the eleven enrolled bills, and the enrolled resolution, reported to have been examined the 27th instant; and the thirty-five enrolled bills this day reported to have been examined.

After the consideration of Executive business,

The Senate adjourned.

TUESDAY, AUGUST 30, 1842.

On motion by Mr. Huntington,

Ordered, That the Committee on Commerce be discharged from the further consideration of all subjects referred to that committee and not reported on.

Mr. Phelps, from the Committee on Pensions, to whom was recommitted the bill (S. 27) for the relief of Esther Johnston, widow of Colonel Jonas Johnston, of North Carolina, deceased, reported it without amendment, and that it ought not to pass.

The bill (S. 315) making appropriations to carry into effect a treaty with the Wyandot Indians, was read the second time, and considered, as in Committee of the Whole; and having been amended, it was reported to the Senate, and the amendments were concurred in.

Ordered, That it be engrossed, and read a third time.

The said bill, having been reported by the committee correctly engrossed, was read a third time, and further amended on the motion of Mr. Preston, by unanimous consent.

Resolved, That this bill pass, and that the title thereof be "An act making appropriations to carry into effect a treaty with the Wyandot Indians, and for other purposes."

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 80) making appropriations for certain fortifications of the United States for the year 1842.

On motion by Mr. Evans, to amend the bill by adding thereto the following section:

"Sec. —. *And be it further enacted, That the sum of thirty thousand dollars, or so much thereof as may be necessary, be, and the same is hereby, appropriated for the purpose of carrying into effect certain articles of agreement between the Secretary of War and John H. Eaton, attorney-in-fact of John S. Hudson, dated the fourth day of June, eighteen hundred and forty-two, for the extinguishment of the title, or alleged title, of the said John S. Hudson to the Pea Patch Island, in the river Delaware: Provided, That no part of the sum hereby appropriated, shall be paid, unless the title shall*

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (H. R. 607) to limit the sale of the public stock at par, and to authorize the issue of treasury-notes in lieu thereof to a certain amount, reported it without amendment.

The Senate resumed, as in Committee of the Whole, the bill (H. R. 219) for the relief of Hugh Stewart.

On motion by Mr. Bayard, to amend the bill, section 1, lines 5 and 6, by striking out "six thousand six hundred and sixty-two dollars and twenty-five cents," and inserting, "*one thousand ;*"

It was determined in the negative, { Yeas, ... 16, Nays, ... 16.

On motion by Mr. Bayard,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Barrow, Bates, Bayard, Benton, Calhoun, Clayton, Crafts, Graham, Henderson, Huntington, King, Linn, Phelps, Walker, Woodbury.

Those who voted in the negative, are,

Messrs. Archer, Bagby, Buchanan, Choate, Conrad, Crittenden, Evans, Fulton, Miller, Morehead, Porter, Preston, Rives, Smith, of Indiana, Tallmadge, White, Young.

The Senate being equally divided, the motion to amend the bill was not agreed to.

On motion by Mr. Calhoun,

Ordered, That the bill lie on the table.

Mr. Preston, from the Committee on Military Affairs, to whom was referred the bill (H. R. 606) concerning the payment of Florida militia, reported it without amendment.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 606) last mentioned; and no amendment being made, the bill was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Berrien, from the Committee of Conference, on the part of the Senate, on the disagreeing votes of the two Houses on the bill (H. R. 210) entitled, "An act regulating the taking of testimony in cases of contested elections, and for other purposes," reported:

"That they have met the committee appointed on the part of the House, and, after a full and free conference upon the subject of said disagreeing votes, the said committee have agreed to recommend, and do recommend, to their respective Houses, that the Senate recede from its first amendment to said bill, and that the following proviso be adopted in lieu thereof, to wit:

"*And provided further*, That nothing in the preceding proviso to this section, nor in the second section of the act therein referred to, shall be held to extend to the election of any person who shall be chosen a Representative in the twenty-eighth Congress, in any State heretofore electing more than one Representative, in which, by the laws of such State, the election for Representatives to Congress is now required to be made by general ticket, and where the Legislature of such State has not been in session after the passing of the act entitled, "An act for the apportionment of Representatives among

the several States, according to the sixth census," approved twenty-fifth June, eighteen hundred and forty-two, and shall not be, before the time now prescribed for holding such election, unless the Governor of any such State shall, before the time appointed by law for holding such election therein, by his proclamation, or otherwise, postpone the same until after the next meeting of the Legislature thereof.

"They also recommend that the Senate recede from its second amendment, and that the words "to show," in the 15th line, be stricken out, and the words "as competent evidence for the purpose of showing," be inserted in lieu thereof."

The Senate proceeded to consider the report; and,

Resolved, That they agree thereto, and that the bill be amended in conformity therewith.

Ordered, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The President of the United States this day approved and signed the enrolled bill entitled "An act to provide revenue from imports, and to change and modify existing laws imposing duties on imports, and for other purposes."

The House of Representatives agree to some, and disagree to other amendments of the Senate to the bill (S. 280) to reorganize the Navy Department of the United States.

They have passed the resolution from the Senate to suspend the 16th joint rule so far as relates to the bill (S. 315) making appropriations to carry into effect a treaty with the Wyandot Indians, and for other purposes.

They have passed a resolution to suspend the 16th joint rule, so far as relates to the bill (H. R. 609) to suspend the operation of the act of the 8th July, 1842, entitled, "An act authorizing a patent to be issued to Bartholomew Pellerin, his heirs and assigns;" in which they request the concurrence of the Senate.

The Senate proceeded to consider the resolution, from the House, to suspend the 16th joint rule; and,

Resolved, That they concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 609) to suspend the operation of the act of the 8th of July, 1842, entitled, "An act authorizing a patent to be issued to Bartholomew Pellerin, his heirs and assigns;" in which they request the concurrence of the Senate.

A message from the President of the United States, by Mr. Tyler, his Secretary:

Mr. President: The President of the United States this day approved and signed the following acts:

An act for the relief of Thomas B. Parsons;

An act to permit the Solicitor of the Treasury to adjust and compromise a claim of the United States against Henry Daniel and Thomas Triplett, deceased, now or late of the State of Kentucky;

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

Mr. Evans, from the Committee on Finance, to whom was referred the bill (H. R. 607) to limit the sale of the public stock at par, and to authorize the issue of treasury-notes in lieu thereof to a certain amount, reported it without amendment.

The Senate resumed, as in Committee of the Whole, the bill (H. R. 219) for the relief of Hugh Stewart.

On motion by Mr. Bayard, to amend the bill, section 1, lines 5 and 6, by striking out "six thousand six hundred and sixty-two dollars and twenty-five cents," and inserting, "*one thousand ;*"

It was determined in the negative, { Yeas, ... 16, Nays, ... 16.

On motion by Mr. Bayard,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Barrow, Bates, Bayard, Benton, Calhoun, Clayton, Crafts, Graham, Henderson, Huntington, King, Linn, Phelps, Walker, Woodbury.

Those who voted in the negative, are,

Messrs. Archer, Bagby, Buchanan, Choate, Conrad, Crittenden, Evans, Fulton, Miller, Morehead, Porter, Preston, Rives, Smith, of Indiana, Tallmadge, White, Young.

The Senate being equally divided, the motion to amend the bill was not agreed to.

On motion by Mr. Calhoun,

Ordered, That the bill lie on the table.

Mr. Preston, from the Committee on Military Affairs, to whom was referred the bill (H. R. 606) concerning the payment of Florida militia, reported it without amendment.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 606) last mentioned; and no amendment being made, the bill was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

Resolved, That this bill pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Berrien, from the Committee of Conference, on the part of the Senate, on the disagreeing votes of the two Houses on the bill (H. R. 210) entitled, "An act regulating the taking of testimony in cases of contested elections, and for other purposes," reported:

"That they have met the committee appointed on the part of the House, and, after a full and free conference upon the subject of said disagreeing votes, the said committee have agreed to recommend, and do recommend, to their respective Houses, that the Senate recede from its first amendment to said bill, and that the following proviso be adopted in lieu thereof, to wit:

"*And provided further*, That nothing in the preceding proviso to this section, nor in the second section of the act therein referred to, shall be held to extend to the election of any person who shall be chosen a Representative in the twenty-eighth Congress, in any State heretofore electing more than one Representative, in which, by the laws of such State, the election for Representatives to Congress is now required to be made by general ticket, and where the Legislature of such State has not been in session after the passing of the act entitled, "An act for the apportionment of Representatives among

the several States, according to the sixth census," approved twenty-fifth June, eighteen hundred and forty-two, and shall not be, before the time now prescribed for holding such election, unless the Governor of any such State shall, before the time appointed by law for holding such election therein, by his proclamation, or otherwise, postpone the same until after the next meeting of the Legislature thereof.

"They also recommend that the Senate recede from its second amendment, and that the words "to show," in the 15th line, be stricken out, and the words "as competent evidence for the purpose of showing," be inserted in lieu thereof."

The Senate proceeded to consider the report; and,

Resolved, That they agree thereto, and that the bill be amended in conformity therewith.

Ordered, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The President of the United States this day approved and signed the enrolled bill entitled "An act to provide revenue from imports, and to change and modify existing laws imposing duties on imports, and for other purposes."

The House of Representatives agree to some, and disagree to other amendments of the Senate to the bill (S. 280) to reorganize the Navy Department of the United States.

They have passed the resolution from the Senate to suspend the 16th joint rule so far as relates to the bill (S. 315) making appropriations to carry into effect a treaty with the Wyandot Indians, and for other purposes.

They have passed a resolution to suspend the 16th joint rule, so far as relates to the bill (H. R. 609) to suspend the operation of the act of the 8th July, 1842, entitled, "An act authorizing a patent to be issued to Bartholomew Pellerin, his heirs and assigns;" in which they request the concurrence of the Senate.

The Senate proceeded to consider the resolution, from the House, to suspend the 16th joint rule; and,

Resolved, That they concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 609) to suspend the operation of the act of the 8th of July, 1842, entitled, "An act authorizing a patent to be issued to Bartholomew Pellerin, his heirs and assigns;" in which they request the concurrence of the Senate.

A message from the President of the United States, by Mr. Tyler, his Secretary:

Mr. President: The President of the United States this day approved and signed the following acts:

An act for the relief of Thomas B. Parsons;

An act to permit the Solicitor of the Treasury to adjust and compromise a claim of the United States against Henry Daniel and Thomas Triplett, deceased, now or late of the State of Kentucky;

An act for the relief of Henry Fry;

An act for the relief of Andrew Forrest;

An act for the relief of Mrs. Mary W. Thompson, widow of the late Lieutenant Colonel Thompson, of the army of the United States;

for the United States of the right to use Babbitt's anti-attrition metal;

An act for the relief of Jacob Greaves;

An act for the relief of Thomas Brownell;

An act for the felief of Elisha Burnett;

An act to authorize the issuing of a patent to the heirs or legal representatives of Francis Rivard, deceased, and for other purposes.

An act to provide an insane hospital for the District of Columbia;

An act supplementary to an act to provide for the adjustment of titles to land in the town of Detroit and Territory of Michigan, and for other purposes, passed 21st April, 1806;

An act to authorize the inhabitants of township eight north, range thirty-two west, in the State of Arkansas, to enter a section of land in lieu of the sixteenth section in said township, upon condition that the same is surrendered to the United States for military purposes;

An act for the relief of the legal representatives of Therese Malette, widow of Gaspard Phiole;

An act for the relief of John Compton, assignee and representative of Garrigues Flaujac;

An act for creating a new land district in the State of Missouri, and for changing the boundaries of the southwestern and western land districts in said State;

An act for the relief of Enoch Hidden;

An act for the relief of Jean Baptiste Comeau;

An act to provide for the settlement of certain accounts for the support of Government in the Territory of Wisconsin, and for other purposes;

An act in relation to lands sold in the Greensburg, late St Helena land district, in the State of Louisiana, and authorizing the resurvey of certain lands in said district;

An act for the relief of the legal representatives of Henry Eckford, deceased;

An act to provide further remedial justice in the courts of the United States;

An act to authorize the States of Indiana and Illinois to select certain quantities of land in lieu of like quantities heretofore granted to said States for the construction of the Wabash and Erie, and the Illinois and Michigan canals;

An act to provide for the payment, to the State of Louisiana, of the balance due said State for expenditures incurred in raising, equipping, and paying off, a regiment of volunteer militia, mustered into the service of the United States, and employed in the Florida war, in the year 1836;

An act for the relief of the legal heirs and representatives of Hugo Krebs, deceased;

An act for the relief of William H. Robertson, Samuel H. Garrow, and J. W. Simonton;

An act to provide for the publication of a new edition of the laws and regulations of the Post Office Department, and a perfect list of the post offices in the United States;

An act in addition to an act to promote the progress of the useful arts, and to repeal all acts and parts of acts heretofore made for that purpose;

An act to confirm the title of the heirs of James Sympson, deceased, to a certain tract of land in the State of Louisiana;

An act for the relief of Amey Babbitt;

An act authorizing the Secretary of the Navy to contract for the purchase

An act to establish and regulate the navy ration;

An act for the relief of William Polk;

An act to provide for the reports of the decisions of the Supreme Court of the United States;

An act for the relief of Isaac Hull;

Joint resolution for the relief of Ferdinand Pettrich.

Ordered, That the Secretary notify the House of Representatives thereof.

Mr. Crafts reported from the committee that they had this day presented to the President of the United States the following bills and resolution:

H. R. 43. An act for the relief of the legal representatives of William D. Cheever, deceased;

H. R. 202. An act for the relief of the assistants of the marshal of the United States for the district of Kentucky;

H. R. 329. An act to establish an additional land office in Florida;

H. R. 604. An act to repeal the proviso to the sixth section of the act, entitled, "An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights," approved September 4, 1841.

H. R. R. 18. Joint resolution to institute proceedings to ascertain the title to Rush island, ceded in the Caddo treaty.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 229) to extend the collection district of Wiscasset; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider the amendments of the House of Representatives to the bill (S. 280) to reorganize the Navy Department of the United States; and,

Resolved, That they agree to the 3d, 4th, 5th, 6th, 8th, 9th, 11th, 12th, 13th, 14th, and 15th amendments of the House of Representatives, and disagree to the 1st, 2d, 7th, and 10th amendments of the House of Representatives to the said bill; and ask a conference on the disagreeing votes of the two Houses.

Ordered, That Mr. Archer, Mr. Bayard, and Mr. King, be the committee on the part of the Senate.

Mr. Porter reported from the committee that they had examined and found duly enrolled;

H. R. 470. An act to suppress the vending of lottery tickets in the District of Columbia:

S. 12. Joint resolution to authorize an extension of a contract for carrying the mail.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 564) to establish certain post-roads, together with the amendments reported thereto.

On the question to agree to the following amendment:

Strike out all that part of the bill which relates to the establishment of post-routes in the District of Columbia.

It was determined in the affirmative, { Yeas, ... 21, / Nays, ... 10.

On motion by Mr. Berrien,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Barrow, Bayard, Benton, Buchanan, Choate, Conrad, Crittenden, Fulton, Henderson, King, Linn, Merrick, Miller, Sevier, Smith, of Indiana, Tallmadge, Tappan, White, Woodbury, Young.

Those who voted in the negative, are,

Messrs. Berrien, Clayton, Evans, Mangum, Morehead, Porter, Preston, Rives, Walker, Woodbridge.

The reported amendments having been agreed to, and the bill further amended, the bill was reported to the Senate, and the amendments were concurred in.

Ordered, That the amendments be engrossed, and the bill read a third time

On motion by Mr. Evans,

Ordered, That the Senate take a recess until half-past 5 o'clock, P. M.

HALF-PAST FIVE O'CLOCK, P. M.

The bill (H. R. 609) to suspend the operation of the act of the 8th of July, 1842, entitled, "An act authorizing a patent to be issued to Bartholomew Pellerin, his heirs and assigns," was read the first and second times, by unanimous consent, and referred to the Committee on Private Land Claims.

The amendments to the bill (H. R. 564) to establish certain post-roads, having been reported by the committee correctly engrossed, the bill was read a third time.

Resolved, That this bill pass with amendments.

Ordered, That the Secretary request the concurrence of the House of Representatives in the amendments.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the resolution (S. 16) to authorize the Postmaster General to settle the accounts of Patton Pilcher & Company.

The President of the United States this day approved and signed the following acts:

H. R. 167. An act for the relief of Effe Van Ness;

H. R. 197. An act granting a pension to Amaziah Goodwin;

H. R. 220. An act for the relief of Dennis Dygert;

H. R. 265. An act for the relief of Hannah Carrier;

H. R. 278. An act giving to Catharine Lehman the benefit of the act of the 7th July, 1838;

H. R. 282. An act for the relief of F. B. de Belleview;

H. R. 418. An act making appropriations for certain sites for marine hospitals, therein mentioned;

H. R. 446. An act to make an appropriation for certain expenses in the erection of the penitentiary in the Territory of Iowa;

H. R. 512. An act making an appropriation for the erection of a marine hospital at or near Ocracoke, State of North Carolina;

H. R. 530. An act for the relief of William Willis, of Monroe county, Virginia;

H. R. 556. An act establishing a court at Charlestown, in the commonwealth of Virginia.

Mr. Crafts reported from the committee that they had examined and found duly enrolled, the resolution (S. 16) to authorize the Postmaster General to settle the accounts of Patton Pilcher & Company.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives agree to the report of the Committee of Conference on the disagreeing votes of the two Houses on the amendments of the Senate, to the bill (H. R. 210) entitled, "An act regulating the taking of testimony in cases of contested elections, and for other purposes," and that the bill be amended accordingly.

The Speaker of the House of Representatives having signed two enrolled resolutions, and an enrolled bill, I am directed to bring them to the Senate for the signature of their President.

The President pro tempore signed the two enrolled resolutions (S. 12, 16), and the enrolled bill (H. R. 470), last reported to have been examined; and they were delivered to the committee to be presented to the President of the United States.

On motion by Mr. Bayard,

That the Senate reconsider the votes disagreeing to the 1st, 2d, 7th, and 10th amendments of the House of Representatives, to the bill (S. 280) to reorganize the Navy Department of the United States, and asking a conference on the disagreeing votes of the two Houses on the said bill;

It was determined in the affirmative.

The Senate proceeded to consider the said amendments; and,

Resolved, That they concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Preston, by unanimous consent, had leave to bring in the following resolution:

Resolved, That there be paid to the Chaplain of the Senate, out of the contingent fund of the Senate, and under the direction of the committee, to audit and control the same, two hundred and fifty dollars; and that there be paid, in like manner, to the officers and messengers in the Library of Congress, the amounts, respectively, that were allowed them at the long session of the last Congress.

The said resolution was read the first and second times, by unanimous consent, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The said resolution, having been reported by the committee correctly engrossed, was read a third time.

Resolved, That it pass.

On motion by Mr. Bates,

Ordered, That the Secretary of the Senate pay S. A. Elliot, at the usual rate of a clerk to a committee of the Senate, for services rendered the Commitee on Pensions, and other services, during the past month.

On motion by Mr. Bayard,

That the Committee on Private Land Claims be discharged from the further consideration of the bill (H. R. 609) to suspend the operation of the act of the eighth of July, 1842, entitled, "An act authorizing a patent

to be issued to Bartholomew Pellerin, his heirs, and assigns," and that it be referred to the Committee on the Judiciary;

On motion by Mr Tallmadge,

That the Senate adjourn,

It was determined in the affirmative, { Yeas, ... 13, Nays, ... 6.

On motion by Mr. Walker,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bates, Bayard, Berrien, Crafts, Evans, King, Mangum, Miller, Morehead, Phelps, Smith, of Indiana, Tallmadge, Tappan.

Those who voted in the negative, are,

Messrs. Bagby, Benton, Fulton, Merrick, Walker, Woodbury.

So,

The Senate adjourned.

WEDNESDAY, AUGUST 31, 1842.

Mr. Porter reported from the committee that they had examined and found duly enrolled the following bills:

H. R. 210. An act regulating the taking of testimony in cases of contested elections, and for other puposes;

H. R. 229. An act to extend the collection district of Wiscasset;

H. R. 606. An act concerning the payment of Florida militia;

S. 280. An act to reorganize the Navy Department of the United States.

Mr. Bayard submitted the following resolution, which was considered, by unanimous consent, and agreed to:

Resolved (the House of Representatives concurring), That the 17th joint rule be suspended so far as to permit presentation of the following bill to the President of the United States, viz:

S. 280. An act to reorganize the Navy Department of the United States.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The Speaker of the House of Representatives having signed four enrolled bills, I am directed to bring them to the Senate for the signature of their President.

The House of Representatives concur in the resolution of the Senate to suspend the 17th joint rule, so far as relates to the presentation to the President of the bill (S. 280) to reorganize the Navy Department of the United States, with the following amendment: At the end of the resolution add, "*and also all such bills as shall have been passed by the two Houses at one o'clock, P. M., this day*," in which amendment they request the concurrence of the Senate.

The Senate proceeded to consider the amendment of the House of Representatives to the resolution of the Senate to suspend the 17th joint rule; and agreed thereto.

The President pro tempore signed the four enrolled bills (H. R. 210, 229, 606, S. 280), last reported to have been examined, and they were delivered to the committee to be presented to the President of the United States.

The Senate resumed, as in Committee of the Whole, the bill (H. R. 219) for the relief of Hugh Stewart; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

The said bill was read a third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 607) to limit the sale of the public stock to par, and to authorize the the issue of treasury-notes in lieu thereof to a certain amount; and no amendment being made, it was reported to the Senate.

On the question, "Shall this bill be read a third time?"

It was determined in the affirmative, { Yeas, ... 19, Nays, ... 9.

On motion by Mr. Clayton,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bagby, Bates, Bayard, Berrien, Choate, Conrad, Cuthbert, Evans, Fulton, King, Linn, Phelps, Porter, Rives, Sevier, Smith, of Indiana, Tallmadge, Woodbury, Young.

Those who voted in the negative, are,

Messrs. Allen, Benton, Clayton, Crittenden, Mangum, Preston, Tappan, White, Woodbridge.

So,

The bill was passed to a third reading.

The said bill was read a third time.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider, as in Committee of the Whole, the bill (H. R. 243) for the relief of the legal representatives of Major General Baron de Kalb, deceased.

On motion by Mr. Buchanan,

Ordered, That it lie on the table.

Mr. Walker submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the Secretary of State be directed, with the aid of our consular and commercial agents, to procure full and accurate information as to the cost of all commodities imported from foreign countries, at the places whence exported during the months of July, August, and September, of the current year, the rates of insurance, freights, and commissions, customary at said places on such commodities imported into our principal commercial cities; the modes and terms of sale or commercial exchange, and the rates of wages in the different occupations and branches of labor; communicating to the Senate as soon as practicable, all the above information in Federal currency, weights, and measures.

Mr. Bayard submitted the following preamble and resolutions for consideration; which were ordered to be printed:

Whereas the Senate of the United States, in the exercise of its functions as a deliberative assembly, did, on the 28th day of March, 1834, adopt the following resolution:

"*Resolved*, That the President, in the late Executive proceedings in relation to the revenue, has assumed upon himself authority and power not conferred by the Constitution and Laws, but in derogation of both:"

And whereas afterward, to wit, on the 16th day of January, 1837, the Senate, in reference to the above resolution, adopted another as follows:

"*Resolved*, That the said resolve be expunged from the Journal: and for that purpose, that the Secretary of the Senate, at such time as the Senate may appoint, shall bring the manuscript Journal of the session of 1833–'4 into the Senate, and, in the presence of the Senate, draw black lines round the said resolve, and write across the face thereof, in strong letters, the words following: Expunged by order of the Senate, this 16th day of January, in the year of our Lord 1837:"

And whereas the Constitution of the United States expressly requires that each House of Congress shall keep a journal of its proceedings, meaning thereby to preserve a faithful and permanent record of those proceedings:

And whereas the Senate of the United States, independently of its legislative, executive, and judicial functions, has the inherent right, as a deliberative assembly, to express its opinions, which can be done only by resolution—which opinions, when thus expressed, become part of its proceedings, of which the Constitution provides that a permanent record shall be kept:

And whereas the resolution of the 16th of January, 1837, and the act of the Secretary of the Senate in compliance with it, in legal contemplation destroyed, and in fact defaced the record of the proceeding to which it refers: wherefore,

Resolved, That the resolution of the 16th of January, 1837, commonly called the expunging resolution, be, and the same is hereby, rescinded, and shall be for ever hereafter held as naught; and that in all future publications of that portion of the Journal which contains the resolution of 1833–'4, and in all copies which may hereafter be made of the same for any official or legal purpose, the said resolution of 1833–'4 shall be published and copied as it was originally entered on the said Journal, without any notice whatever of the superscription which was erroneously made, in pursuance of the resolution of the 16th of January, 1837.

Mr. Benton submitted the following as an amendment to the said preamble and resolutions, submitted by Mr. Bayard:

Strike out all after the word "*Resolved*," and insert:

That the resolution expunging from the Senate Journal the sentence of condemnation against President Jackson for removing the public deposites from the Bank of the United States, commonly called, 'the expunging resolution,' was an act done by the Senate in conformity to the will of the people, authentically expressed in the popular elections, and in the instructions from the General Assemblies of the States, after a full and fair submission of the question to the people and the States for their consideration and decision. And the said 'expunging resolution' having been thus adopted, in accordance with such expressed will and instructions, it is incompatible with the principles of representative Government, and inconsistent with the respect due to the people and the States, and unbecoming the Senate, to act upon any proposition for rescinding the said 'expunging resolution,' while the said instructions of the States and the said expressed will of the people remain unrevoked and unaltered by any subsequent instruction or expression of the public will.

Resolved, That the thanks of the country are due to General Jackson, ex-President of the United States, for having by his courage, patriotism, and sagacity, *in removing the public deposites from the Bank of the United States, in* 1833, *and in placing his veto upon the renewed charter of that*

bonk, in 1832, thereby saved the Government and people of the United States from the pecuniary loss, the political corruption, and the moral pollution which a longer connexion, with that institution must have brought upon them.

Ordered, That the proposed amendment be printed.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the following bills:

S. 285. An act authorizing the construction of a depot for charts and instruments of the navy of the United States;

S. 291. An act concerning the professors of mathematics in the navy of the United States.

They have passed the following bills, with amendments; in which they request the concurrence of the Senate:

S. 14. Bill allowing drawback upon foreign merchandise exported in the original packages to Chihuahua and Santa Fé, in Mexico;

S. 262. Bill to regulate the appointment and pay of engineers in the navy of the United States;

S. 315. Bill making appropriations to carry into effect a treaty with the Wyandot Indians; and for other purposes.

They agree to the first and second amendments of the Senate to the bill (H. R. 80) making appropriations for certain fortifications of the United States for the year 1842; and disagree to the third amendment of the Senate to the said bill.

They concur in the amendments of the Senate to the resolution (H. R. 19) authorizing experiments to be made for the purpose of testing Samuel Colt's sub-marine battery, with an amendment, in which they request the concurrence of the Senate.

The Senate proceeded to consider the amendment of the House of Representatives to the bill (S. 14) allowing drawback on foreign merchandise exported in the original packages to Chihuahua and Santa Fé, in Mexico; and,

Resolved, That they disagree to the said amendment.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider the amendment of the House of Representatives to the amendments of the Senate to the resolution (H. R. 19) authorizing experiments to be made for the purpose of testing Samuel Colt's sub-marine battery; and,

Resolved, That they concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider their third amendment to the bill (H. R. 80) making appropriations for certain fortifications of the United States for the year 1842, disagreed to by the House of Representatives; and,

Resolved, That they recede therefrom.

Ordered, That the Secretary notify the House of Representatives accordingly.

The Senate proceeded to consider the amendments of the House of Representatives to the following bills:

S. 262. Bill to regulate the appointment and pay of engineers in the navy of the United States;

S. 315. An act making appropriations to carry into effect a treaty with the Wyandot Indians, and for other purposes; and,

Resolved, That they concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Benton, from the Committee on Military Affairs, to whom were referred the amendments of the House of Representatives to the bill (S. 67) for the relief of certain companies of Missouri volunteers, commanded by Captains Stevenson, Pollard, Sconce, Atchison, and Crawford, reported thereon.

The Senate proceeded to consider the amendments of the House of Representatives to the said bill; and,

Resolved, That they concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives concur in the amendments of the Senate to the bill (H. R. 564) to establish certain post-roads.

They have passed a resolution to suspend the 16th and 17th joint rules, so far as regards the bill (H. R. 557) to provide for purchasing materials, and for the support of the penitentiary in the District of Columbia; in which they request the concurrence of the Senate.

The Senate proceeded to consider the resolution last mentioned, from the House of Representatives; and,

Resolved, That they concur therein.

Ordered, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed a bill (H. R. 557) to provide for purchasing the materials, and for the support of the penitentiary in the district of Columbia.

The said bill (H. R. 557) from the House of Representatives was read the first and second times, by unanimous consent, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it pass to a third reading.

Resolved, That it pass.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. Porter reported from the committee that they had examined and found duly enrolled, the following bills and joint resolution:

S. 67. An act for the relief of certain companies of Missouri volunteers, commanded by Captains Stevenson and Allen;

S. 262. An act to regulate the appointment and pay of engineers in the navy of the United States;

S. 285. An act to authorize the construction of a depot for charts and instruments of the navy of the United States;

S. 291. An concerning professors of mathematics in the navy of the United States;

S. 315. An act making appropriations to carry into effect a treaty with the Wyandot Indians, and for other purposes;

H. R. 19. Resolution authorizing experiments to be made for the purpose of testing Samuel Colt's sub-marine battery, and for other purposes;

H. R. 80. An act making appropriations for certain fortifications of the United States for the year 1842;

H. R. 219. An act for the relief of Hugh Stewart;

H. R. 333. An act for the relief of the heirs or assigns or legal representatives of James May;

H. R. 557. An act to provide for purchasing materials, and for the support of the penitentiary in the District of Columbia;

H. R. 564. An act to establish certain post-roads;

H. R. 607. An act to limit the sale of public stock to par, and to authorize the issue of treasury-notes in lieu thereof, in certain cases.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The Speaker of the House of Representatives having signed eleven enrolled bills and an enrolled resolution, I am directed to bring them to the Senate for the signature of their President.

The President pro tempore signed the eleven enrolled bills and the enrolled resolution last reported to have been examined, and they were delivered to the committee to be presented to the President of the United States.

Mr. Porter reported from the committee that they had this day presented to the President of the United States, the fifteen enrolled bills and the enrolled resolution this day reported to have been examined.

On motion by Mr. Benton,

Ordered, That the heirs of Daniel Pettibone have leave to withdraw their petition and papers.

On motion by Mr. Evans,

Ordered, That Mary W. Thompson have leave to withdraw her petition and papers.

The Senate proceeded to consider the resolution reported by the Committee on Finance on the several memorials of Charles H. Russell and Charles Potter, De Forrest Manice, John L. Penzant, and others; and, in concurrence therewith,

Resolved, That the prayer of the memorialists ought not to be granted.

On motion by Mr. Smith, of Indiana,

Ordered, That the Committee on Public Lands be discharged from all subjects which have been referred to that committee and not reported on.

On motion by Mr. Porter,

Ordered, That the Committee on Roads and Canals be discharged from the further consideration of all subjects referred to that committee and not reported on.

On motion by Mr. Bayard,

Ordered, That the Committee on the District of Columbia be discharged from the further consideration of all subjects referred to that committee and not reported on.

On motion by Mr. White,

Ordered, That the Committee on Indian Affairs be discharged from the further consideration of all subjects referred to that committee and not reported on

On motion by Mr. Bates,

Ordered, That the Committee on Pensions be discharged from the consideration of all subjects referred to that committee and not reported on.

On motion by Mr. Rives,

Ordered, That the Committee on Foreign Relations be discharged from

the further consideration of all subjects referred to that committee and not reported on.

On motion by Mr. Benton,

Ordered, That the Committee on Military Affairs be discharged from the further consideration of all subjects referred to that committee and not reported on.

On motion by Mr. Linn,

Ordered, That the Committee on Agriculture be discharged from the consideration of the memorial of Joseph L. Smith, and from the consideration of all other subjects referred to that committee and not reported on.

On motion by Mr. Phelps,

Ordered, That the Committee on Revolutionary Claims be discharged from the further consideration of the petition of Lucretia Haymaker, and from all other subjects referred to that committee and not reported on.

Mr. Preston, by unanimous consent, had leave to bring in a resolution (S. 22) to provide for the payment of expenses incurred by the legation at Mexico; which was read the first and second times, by unanimous consent, and considered, as in Committee of the Whole; and no amendment being made, it was reported to the Senate.

Ordered, That it be engrossed, and read a third time.

The said resolution having been reported by the committee, correctly engrossed, was read a third time.

Resolved, That this resolution pass.

Ordered, That the Secretary request the concurrence of the House of Representatives therein.

A message from the President of the United States, by Mr. Tyler, his Secretary:

Mr. President: The President of the United States has this day approved the following acts and joint resolutions:

S. 280. An act reorganizing the Navy Department of the United States;

S. 315. An act making appropriations to carry into effect a treaty with the Wyandot Indians, and for other purposes;

S. 285. An act to authorize the construction of a depot for charts and instruments of the navy of the United States;

S. 291. An act concerning professors of mathematics in the navy of the United States;

S. 262. An act to regulate the appointment and pay of engineers in the navy of the United States;

S. 67. An act for the relief of certain companies of Missouri volunteers comamnded by Captains Stevenson and Allen;

S. R. 16. Resolution to authorize the Postmaster General to settle the account of Patton Pilcher & Co.;

S. R. 12. Resolution to authorize an extension of a contract for carrying the mail.

Ordered, That the Secretary notify the House of Representatives accordingly.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: The House of Representatives have passed the resolution from the Senate (S. 22) to provide for the payment of expenses incurred by the legation at Mexico.

The Speaker of the House of Representatives having signed an enrolled

resolution, (S. 22) I am directed to bring it to the Senate, for the signature of their President.

The President of the United States approved and signed, the 30th instant, the following bills and joint resolution:

H. R. 43. An act for the relief of the legal representatives of William D. Cheever, deceased;

H. R. 202. An act for the relief of the assistants of the marshal of the United States for the district of Kentucky;

H. R. 329. An act to establish an additional land office in Florida;

H. R. 18. Joint resolution to institute proceedings to ascertain the title to Rush island, ceded in the Caddo treaty; and this day approved and signed the following acts:

H. R. 470. An act to suppress the vending of lottery tickets in the District of Columbia;

H. R. 607. An act to limit the sale of the public stock at par, and to authorize the issue of treasury-notes, in lieu thereof, to a certain amount;

H. R. 333. An act for the relief of the heirs, or assigns, or legal representatives of James L. May;

H. R. 606. An act concerning the payment of Florida militia;

H. R. 229. An act extending the collection district of Wiscasset;

H. R. 219. An act for the relief of Hugh Stewart;

H. R. 564. An act to establish certain post roads;

H. R. 80. An act making appropriations for certain fortifications of the United States for the year one thousand eight hundred and forty-two;

H. R. 557. An act to provide for purchasing materials, and for the support of the penitentiary in the District of Columbia; and,

H. R. 19. Joint resolution authorizing experiments to be made for the purpose of testing Samuel Colt's sub-marine battery, and for other purposes.

Mr. Crafts reported from the committee that they had examined and found duly enrolled the resolution (S. 22) to provide for the payment of expenses incurred by the legation at Mexico.

The President pro tempore signed the enrolled resolution last reported to have been examined (R. S. 22) and it was delivered to the committee to be presented to the President of the United States.

Mr. Crafts reported from the committee that they had presented to the President of the United States the resolution (S. 22) last reported to have been examined.

A message from the President of the United States, by Mr. Tyler, his Secretary:

Mr. President: The President of the United States this day approved and signed a resolution (S. 22) to provide for the payment of expenses incurred by the legation at Mexico.

Ordered, That the Secretary notify the House of Representatives accordingly.

Mr. King submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That the thanks of the Senate be presented to the honorable Willie P. Mangum for the ability and impartiality with which he has discharged the duties of President pro tempore of the Senate.

Mr. Evans submitted the following resolution; which was considered, by unanimous consent, and agreed to:

Resolved, That a committee be appointed on the part of the Senate to join such committee as may be appointed on the part of the House of Rep-

resentatives, to wait on the President of the United States, and notify him that unless he may have other communications to make the two Houses of Congress, having finished the business before them, are ready to close the present session by an adjournment.

On motion,

Ordered, That the committee be appointed by the President pro tempore: and,

Mr. Evans, and Mr. King, were appointed accordingly.

Ordered, That the Secretary notify the House of Representatives thereof.

A message from the House of Representatives, by Mr. Clarke, their Clerk;

Mr. President: The House of Representatives concur in the appointment of a joint committee to wait on the President of the United States and notify him that unless he may have other communications to make, the two Houses of Congress, having finished the business before them, are ready to close the present session by an adjournment; and, have appointed Mr. Cushing, Mr. Ward, and Mr. Thompson, of Indiana, the committee on their part.

Mr. Evans, from the committee appointed on the part of the Senate, jointly with the committee appointed on the part of the House of Representatives, to wait on the President of the United States and notify him that unless he may have other communications to make, the two Houses having finished the legislative business before them, are ready to adjourn; reported that they had performed the duty assigned them, and that the President replied that he had no further legislative communication to make, but that a communication rendered necessary by the recent act to reorganize the Navy Department of the United States would be made to the Senate in their Executive capacity.

A message from the House of Representatives, by Mr. Clarke, their Clerk:

Mr. President: I am directed to inform the Senate that the House of Representatives having completed the business before it, are ready to close the present session by an adjournment. Whereupon,

After the consideration of Executive business,

On motion by Mr. King,

The Senate adjourned *sine die*.

APPENDIX.

Senators of the United States, whose seats will be vacant in

1843.	1845.	1847.
Mr. Allen, of Ohio.	Mr. Bayard, of Del.	Mr. Archer, of Virginia.
Bagby, of Alabama.	Benton, of Mo.	Barrow, of La.
Buchanan, of Pa.	Choate, of Mass.	Bates, of Mass.
Conrad, of La.	Dayton, of N. J.	Berrien, of Georgia.
Crittenden, of Ky.	Henderson, of Miss.	Calhoun, of S. C.
Crafts, of Vt	Huntington, of Ct.	Clayton, of Del.
Cuthbert, of Ga.	Merrick, of Md.	Evans, of Maine.
Graham, of N. C.	Phelps, of Vt.	Fulton, of Ark.
Kerr, of Maryland.	Porter, of Mich.	King, of Alabama.
Linn, of Missouri.	Rives, of Virginia.	McRoberts, of Ill.
Preston, of S. C.	Sprague, of R. I.	Mangum, of N. C.
Smith, of Ct.	Sturgeon, of Pa.	Miller, of N. J.
Smith, of Indiana.	Tallmadge, of N. Y.	Morehead, of Ky.
Wilcox, of N. H.	Tappan, of Ohio.	Simmons, of R. I.
Wright, of N. Y.	White, of Indiana.	Walker, of Miss.
Young, of Illinois.	Williams, of Maine.	Woodbridge, of Mich.
Sevier of Arkansas.	*Vacant.*	Woodbury, of N. H.
	Tennessee . . 1.	*Vacant.*
		Tennessee . . . 1.

LIST OF ACTS AND RESOLUTIONS

Passed during the second session of the twenty-seventh Congress.

PUBLIC ACTS.

An act to provide for satisfying claims for bounty lands, for military services in the late war with Great Britain, and for other purposes.

An act making appropriations, in part, for the civil department, for the year 1842.

An act for the extension of the loan of 1841, and for an addition of five millions of dollars thereto, and for allowing interest on treasury-notes due.

An act to authorize an issue of treasury-notes.

An act for the apportionment of Representatives among the several States according to the sixth census.

An act making appropriations for the civil and diplomatic expenses of Government for the year 1842.

An act making appropriations for the naval service for the year 1842.

An act making appropriations for the current and contingent expenses of the Indian department, and for fulfilling treaty stipulations with the various Indian tribes, for the year 1842.

An act making appropriations for pensions in the year 1842.

An act making an appropriation for the relief and protection of American seamen in foreign countries.

An act making an appropriation for the repair of the custom-house in Providence.

An act to amend the act of the 10th of March, 1838, entitled "An act to change the time of holding the circuit and district courts in the district of Ohio."

An act to extend the time for selling the lands granted to the incorporated Kentucky Asylum for teaching the deaf and dumb.

An act granting to the county of Johnson, in the Territory of Iowa, the right of pre-emption to a tract of land for a seat of justice for said county, and repealing the second section of an act approved third day of March, 1839, entitled, "An act making a donation of land to the Territory of Iowa, for the purpose of erecting public buildings thereon."

An act to extend the jurisdiction of the corporation of Georgetown.

An act supplementary to an act, entitled, "An act to amend the act approved May 13, 1800, entitled 'An act to amend an act entitled "An act to establish the judicial courts of the United States."'"

An act to authorize the judge of the district court for the eastern district of Pennsylvania to hold a special session of the said court.

An act to amend the several acts establishing a district court of the United States at Jackson, in the district of West Tennessee.

An act to compensate the township of Dublin, in Mercer county, Ohio, for the loss of school lands.

An act to incorporate a society in the District of Columbia, by the name of the National Institute for the Promotion of Science.

An act changing the time of holding the circuit and district courts of the United States for the districts of East and West Tennessee.

An act to authorize the collector of the district of Fairfield to reside in either of the towns of Fairfield or Bridgeport.

An act to authorize the Shenandoah Bridge Company, at Harper's Ferry, to erect a bridge, on the land of the United States, at the town of Harper's Ferry.

An act to constitute the ports of Stonington, Mystic river, and Pawcatuck river, a collection district.

An act in relation to marriages in the District of Columbia.

Anact to amend an act entitled, "An act to carry into effect, in the States of Alabama and Mississippi, the existing compacts with those States with regard to the five per cent. fund and the school reservations."

An act to provide for erecting and lighting lamps on Pennsylvania avenue.

An act to extend for a limited period the present laws for laying and collecting duties on imports.

An act to regulate arrests on mesne process in the District of Columbia.

An act to amend "An act for altering the time of holding the district court of the United States for the western district of Pennsylvania, at Williamsport," approved May 8, 1840.

An act to change the name of the port of entry on Lake Erie, known as Portland to that of Sandusky.

An act in relation to the district court for the northern district of New York.

An act to amend the acts of July, 1836 and 1838, allowing pensions to certain widows.

An act regulating the services of the several judges in the Territory of Iowa.

An act requiring foreign regulations of commerce to be laid annually before Congress.

An act explanatory of an act entitled, "An act to constitute the ports of Stonington, Mystic river, and Pawcatuck river, a collection district."

An act granting a right of pre-emption to certain lots in the town of Perrysburg, in the State of Ohio.

An act to grant to Van Buren county, Missouri, a tract of land on which the seat of justice of said county has been located.

An act to incorporate the German Benevolent Society of the city of Washington.

An act making appropriations for certain fortifications of the United States for the year 1842.

An act to establish an additional land office in Florida.

An act to confirm the sale of public lands in certain cases.

An act to extend the collection district of Wiscasset.

An act making an appropriation to supply a deficiency in the navy pension fund.

An act making appropriations for certain sites for marine hospitals therein mentioned.

An act to make an appropriation for certain expenses in the erection of a penitentiary in the Territory of Iowa.

An act to establish an auxiliary watch for the protection of public and private property in the city of Washington.

An act to suppress the vending of lottery tickets in the District of Columbia.

An act to authorize the selection of school lands in lieu of those granted to the half-breeds of the Sac and Fox Indians.

An act for the relief of certain settlers in the Territory of Wisconsin.

An act making an appropriation for the erection of a marine hospital at or near Ocracoke, in North Carolina.

An act for the payment of the Florida militia, called into service in the years 1839 and 1840.

An act to grant pre-emption rights to settlers on the "Dubuque Claim," so called, in the Territory of Iowa.

An act legalizing and making appropriations for such necessary objects as have been usually included in the general appropriation bills without authority of law, and to fix and provide for certain incidental expenses of the Departments and officers of the Government, and for other purposes.

An act to provide revenue from imports, and to change and modify existing laws imposing duties on imports, and for other purposes.

An act establishing a court at Charleston in the Commonwealth of Virginia.

An act to provide for purchasing materials, and for the support of the penitentiary in the District of Columbia.

An act to establish certain post roads.

An act to establish a district court of the United States in the city of Wheeling, in the State of Virginia.

* An act to repeal the proviso to the sixth section of the act entitled, "An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights," approved September 4, 1841.

An act concerning the Florida militia.

An act to limit the sale of the public stock to par, and to authorize the issue of treasury-notes in lieu thereof to a certain amount.

* An act regulating the taking of testimony in cases of contested elections, and for other purposes.

An act to provide for the early disposition of the lands lying in the State of Alabama, acquired from the Cherokee Indians by the treaty of 29th December, 1835.

An act to provide for the settlement of the claim of the State of Maine for the services of her militia.

An act to provide for the allowance of invalid pensions to certain Cherokee warriors, under the provisions of the 14th article of the treaty of 1835.

An act to provide for the settlement of the claims of the State of Georgia for the services of her militia.

An act regulating commercial intercourse with the port of Cayenne, in the colony of French Guiana, and to remit certain duties.

An act to authorize the Governors of the States of Illinois, Arkansas, and Missouri, to cause to be selected the lands therein mentioned.

An act relative to the act entitled, "An act granting lands to certain exiles from Poland," approved 30th June, 1834.

*These acts did not receive the approval of the President of the United States.

An act to incorporate Washington's Manual Labor School and Male Orphan Asylum Society of the District of Columbia.

An act to amend the act entitled, "An act supplementary to the act entitled, 'An act to amend the judicial system of the United States.'"

An act to authorize the county commissioners of Linn county, in the Territory of Iowa, to enter, by legal subdivisions, a quarter section of land upon which the county seat has been located.

An act authorizing the construction of a war-steamer for harbor defence.

An act to regulate the value to be affixed to the pound sterling by the Treasury Department.

An act to annex a part of the town of Tiverton, in the State of Rhode Island, to the collection district of Fall River, in the State of Massachusetts.

An act to establish certain post roads.

An act to confirm certain entries of lands in the State of Louisiana, and to authorize the issuing of patents for the same.

An act for the relief of the inhabitants of the reserved township in Gibson county, in the State of Indiana.

An act to confirm the sale of a certain school section in the State of Illinois, and for other purposes.

An act authorizing the county commissioners of Lake county, Illinois, to enter a quarter section of land for a seat of justice in said county.

An act for the benefit of the county of Holt, in the State of Missouri.

An act to provide for the armed occupation and settlement of the unsettled part of the peninsula of East Florida.

An act to extend the provisions of an act entitled, "An act to regulate processes in the courts of the United States," passed the 19th May, 1828.

An act to provide for the permanent employment in the Post Office Department of certain clerks heretofore for several years temporarily employed in that Department.

An act to regulate appeals and writs of error from the district court of the United States for the northern district of Alabama.

An act supplementary to "An act to provide for the adjustment of titles to land in the town of Detroit, and Territory of Michigan, and for other purposes," passed April 21, 1806.

An act creating a new land district in the State of Missouri, and for changing the boundaries of the southwestern and western land districts in said State.

An act to authorize the inhabitants of township eight north, range thirty-two west, in the State of Arkansas, to enter a section of land in lieu of the sixteenth section in said township, upon condition that the same is surrendered to the United States for military purposes.

An act authorizing the settlement and payment of certain claims of the State of Alabama.

An act to provide for the payment to the State of Louisiana of the balance due said State for expenditures incurred in raising, equipping, and paying off a regiment of volunteer militia mustered into the service of the United States, and employed in the Florida war, in the year 1836.

An act to authorize the States of Indiana and Illinois to select certain quantities of land, in lieu of like quantities heretofore granted to the said States, for the construction of the Wabash and Erie and the Illinois and Michigan canals.

An act further supplementary to an act entitled, "An act to establish the judicial courts of the United States," passed the 24th of September, 1789.

An act to amend the act entitled, "An act supplementary to the act entitled, 'An act to amend the judicial system of the United States.'"

An act to provide further remedial justice in the courts of the United States.

An act to provide for the reports of the decisions of the Supreme Court of the United States.

An act to provide an insane hospital for the District of Columbia.

An act to regulate the pay of pursers and other officers of the navy.

An act to establish and regulate the navy ration.

An act to provide for the satisfaction of claims arising under the 14th and 19th articles of the treaty of Dancing-rabbit creek, concluded in September, 1830.

An act in addition to an act to promote the progress of the useful arts, and to repeal all acts and parts of acts heretofore made for that purpose.

An act authorizing the Secretary of the Navy to contract for the purchase, for the United States, of the right to use Babbit's anti-attrition metal.

An act to provide for the publication of a new edition of the laws and regulations of the Post Office Department, and a perfect list of the post offices in the United States.

An act making appropriations to carry into effect a treaty with the Wyandot Indians.

*An act to extend for a limited period the present laws for laying and collecting duties on imports.

*An act to provide revenues from imports, and to change and modify existing laws imposing duties on imports.

An act to provide for the settlement of certain accounts for the support of government in the Territory of Wisconsin, and for other purposes.

An act to provide for publishing an account of the discoveries made by the exploring expedition under the command of Lieutenant Wilkes, of the United States navy.

An act in relation to lands sold in the Greensburg, late St. Helena, land district, in the State of Louisiana, and authorizing the resurvey of certain lands in said district.

An act to amend an act entitled, "An act to provide for the payment of horses, or other property, lost or destroyed in the military service of the United States," approved the 18th day of January, 1837.

An act to reorganize the Navy Department of the United States.

An act respecting the organization of the army, and for other purposes.

An act to authorize the construction of a depot for charts and instruments of the navy of the United States.

An act to define and establish the fiscal year of the Treasury of the United States.

An act concerning the professors of mathematics in the navy of the United States.

An act making compensation to pension agents.

Joint resolution on the subject of printing the tables of the Sixth Census.

Joint resolution to continue two clerks in the business of reservations and grants under Indian treaties.

Joint resolution to authorize the commission appointed to prepare rules and regulations for the naval service to appoint a clerk.

*These acts did not receive the approval of the President of the United States.

Joint resolution to institute proceedings to ascertain the title to Rush island, ceded in the Caddo treaty.

Joint resolution authorizing experiments to be made for the purpose of testing Samuel Colt's sub-marine battery, and for other purposes.

Joint resolution further to provide for the distribution of the printed returns of the Sixth Census, and other documents connected with the same, the printing of which has been heretofore directed by law.

Joint resolution to authorize the extension of the contract for carrying the mail on the route between Mobile and New Orleans.

Joint resolution to authorize the extension of a contract for carrying the mail.

Joint resolution declarative of the pension act of July 7, 1838.

Joint resolution to provide for the payment of expenses incurred by the legation at Mexico.

PRIVATE ACTS.

An act for the relief of Lieutenant John L. Kline.

An act for the relief of Francis G. McCauly.

An act for the relief of John P. Campbell.

An act to amend the act entitled, "An act for the relief of Chauncey Calhoun," passed March 3, 1839.

An act for the relief of the legal representatives of John Barnes, deceased.

An act for the relief of Sylvester Phelps and the heirs or legal representatives of Charles Landon, deceased.

An act for the relief of Obed P. Lacey.

An act for the relief of Peter Sky, an Onondaga Indian.

An act for the relief of Burnett Burdsall.

An act for the relief of John P. Converse and Henry J. Rees.

An act for the relief of John E. Alexander.

An act for the relief of Daniel Homans.

An act for the relief of Isaac Fessenden.

An act for the relief of Archibald McCallum.

An act for the relief of Nathaniel Mitchell.

An act for the relief of Joshua Atwood, jr.

An act for the relief of Ingoldsby W. Crawford and Samuel Phillips.

An act for the relief of Josiah Holmes.

An act to authorize the President of the United States to issue to the heirs of John Campbell a patent for the remainder of private land claim number twenty, at Prairie du Chien, in the Territory of Wisconsin.

An act for the relief of Joseph F. Caldwell.

An act for the relief of James Williams.

An act for the relief of William Markham.

An act for the relief of Elizabeth Pearce and Mary M. Telfair, daughters and heirs of Israel Pearce.

An act for the relief of George Mayfield.

An act for the relief of the legal representatives of Colonel William Piatt.

An act in favor of Ellen Turney.

An act for the relief of William Harper.

An act granting a pension to Sarah Decker, widow of Samuel Decker, deceased.

An act for the relief of Huldah Farlow.
An act for the relief of Esther Parrott.
An act for the relief of Clariesa Turney.
An act for the relief of Betsey Vreeland.
An act for the relief of Sarah Moore, of the State of Maryland.
An act granting a pension to Mary Johnson.
An act for the relief of Sarah Besly, widow of William Besly, deceased, and, previous thereto, widow of Doctor Henry Adams.
An act for the relief of Thomas Collins.
An act granting a pension to Benjamin Franklin.
An act for the relief of Samuel B. Hugo.
An act for the relief of Daniel Chase.
An act for the relief of Joseph J. Martin.
An act for the relief of Henry Wells.
An act for the relief of George Mayfield.
An act for the relief of Benjamin F. Hard.
An act for the relief of George M. Bedinger, of the State of Kentucky.
An act for the relief of Jabez L. and Asa White, of the State of Connecticut.
An act for the relief of the legal representatives of Josiah Blakely, deceased.
An act for the relief of Henry J. Defrees and Stephen Jenny.
An act for the relief of John Johnston.
An act for the relief of Edwin H. Childers, administrator of John P. Hickman.
An act for the relief of Charles H. Atherton.
An act for the relief of David M. Hughes, Charles Shipman, and John Henderson.
An act for the relief of John Randall and Charles York.
An act for the relief of James Morrow and Jonathan Tipton.
An act authorizing a patent to be issued to Bartholemew Pelterin, his heirs or assigns.
An act for the relief of Benjamin C. Roberts.
An act for the relief of Eli Wheat and Stephen White.
An act for the relief of James Seaburn.
An act for the relief of John B. Pierce.
An act for the relief of Henry Gee.
An act for the relief of George H. Walker.
An act to relinquish to William Walker the interest of the United States in a certain tract of land therein named.
An act for the relief of the legal representatives of William D. Cheever, deceased.
An act for the relief of the Springfield Manufacturing Company.
An act for the relief of John Flood.
An act for the relief of James Tongue, John Scrivener, and the legal representatives of William Hodson, deceased.
An act for the relief of John Underwood.
An act for the relief of Nathan Smith and others.
An act for the relief of John Pratt, or his legal representative.
An act for the relief of David Freelove.
An act for the relief of Dorothy Bowman.
An act for the relief of Effe Van Ness.
An act for the relief of George Sheffer.

An act for the relief of Randolph Carter.
An act granting a pension to Frederick Perrigo.
An act to increase the revolutionary invalid pension of John Looney.
An act for the relief of John Jorden.
An act granting a pension to Amaziah Goodwin.
An act for the relief of the assistants of the marshal of the United States for the district of Kentucky.
An act for the relief of the heirs and representatives of Thomas Atkinson, deceased.
An act for the relief of Hugh Stewart.
An act for the relief of Dennis Dygert.
An act for the relief of Jacob Jackson.
An act for the relief of Jehosaphat Briggs.
An act for the relief of John King.
An act for the relief of Phillis Tatton.
An act for the relief of Elizabeth Colfax
An act for the relief of Hannah Carrier.
An act for the relief of Elizabeth Gibbs.
An act for the relief of Christiana Low.
An act for the relief of Mary Rand.
An act giving Catharine Lehman the benefit of the act of the 7th July, 1838.
An act for the relief of F. B. De Bellevue.
An act for the relief of Charles F. Sibbald.
An act for the relief of the heirs or assignee or legal representative of James May.
An act for the relief of the president, directors, and company, of the Agricultural Bank of Mississippi.
An act for the relief of Joseph Parker.
An act for the relief of Samuel R. Slaymaker.
An act for the relief of Jubal B. Hancock.
An act for the relief of Margaret Barnes, widow of Elijah Barnes.
An act granting a pension to David Waller.
An act for the relief of Daniel Pettibone, deceased.
An act for the relief of Joseph Bassett.
An act for the relief of George W. Paschal.
An act for the relief of James Smith, of Arkansas.
An act granting a pension to William Rand.
An act for the relief of Mary Prettyman.
An act for the relief of Samuel Crapin.
An act for the relief of Thankful Reynolds.
An act for the relief of Huldah Tucker.
An act to settle the title to certain tracts of land in the State of Arkansas.
An act granting a pension to Margaret Jamison.
An act in favor of Mary Snow.
An act for the relief of Sebastian Butcher, and the heirs and legal representatives of Bartholomew Butcher, Michael Butcher, and Peter Bloom.
An act for the relief of James H. Relfe.
An act for the relief of the legal representatives of John Scott.
An act for the relief of the legal representatives of Aaron Vail, deceased, late consul at L'Orient.
An act for the relief of Valerian Allain.

An act confirming certain land claims in Louisiana.

An act for the relief of Jacob Pennell and others, owners of the Eliza, of Brunswick.

An act for the relief of Jesse Carpenter.

An act for the relief of the Plum Island Bridge and Turnpike Company.

An act for the relief of Caleb Eddy.

An act for the relief John S. Billings.

An act for the relief of Clarke Woodrooff.

An act authorizing the Secretary of the Treasury to audit and settle the account between the United States and David Gelston, formerly collector of the port of New York.

An act for the relief of the heirs of Francis Newman.

An act for the relief of James Kiser and Barnett Foley, of Missouri.

An act for the relief of Hezekiah L. Thistle.

An act for the relief of Thomas M. Isett.

An act for the relief of Gregoire Sarpy or his legal representatives.

An act for the relief of Isabella Hill, widow, and John Hill, Elizabeth Hill, and Samuel Hill, children and minor heirs-at-law of Samuel Hill, deceased.

An act for the relief of George Nix.

An act for the relief of Daniel Kleiss.

An act for the relief of the legal representatives of Richard T. Banks, of the State of Arkansas.

An act for the relief of Richard Higgins.

An act for the relief of Thomas Haskins and Ralph Haskins.

An act for the relief of John C. Reynolds, late disbursing agent of the Indian department.

An act for the settlement of the accounts of Silas Deane.

An act for the relief of Alexander Hammett.

An act for the relief of Zachariah Jellison.

An act to authorize Chapman Levy to purchase, as a pre-emption, a certain quarter section of land, now occupied by him, at the minimum price per acre.

An act for the relief of Beckford C. Matthews.

An act for the relief of J. K. Tefft, administrator of Francis Didier Petit de Villers, deceased.

An act for the relief John A. Rockwell.

An act for the relief of William Winn.

An act to authorize the issuing of a register for the brig Gulnare.

An act for the relief of William Osteen, of Illinois.

An act for the relief of Daniel B. Bush.

An act for the relief of Robert Miller.

An act for the relief of Ephraim Sprague.

An act for the relief of George de Passau, of Louisiana.

An act for the relief of the legal representatives of Therese Malette, widow of Gaspard Phiole.

An act for the relief of John Compton, assignee and representative of Garrigues Flaujac.

An act to authorize the issuing of a patent to the heirs or legal representatives of Francis Rivard, deceased, and for other purposes.

An act for the relief of Captain J. Throckmorton.

An act for the relief of Hezekiah Cunningham.

An act for the relief of Enoch Hidden.
An act for the relief of Isaac Hull.
An act for the relief of Elisha Burnet.
An act for the relief of William Polk.
An act for the relief of Thomas Brownell.
An act for the relief of Jacob Greaves.
An act for the relief of Amey Babbitt.
An act for the relief of Jean Baptiste Comeau.
An act to confirm the title of the heirs of James Sympson, deceased, to a certain tract of land in the State of Louisiana.
An act for the relief of Mrs. Mary W. Thompson, widow of the late Lieutenant Colonel Thompson, of the army of the United States.
An act for the relief of Andrew Forrest.
An act for the relief of Henry Fry.
An act for the relief of Charles D. Hammond, and Augustus H. Kenan.
An act for the relief of William H. Robertson, Samuel H. Garrow, and J. W. Simonton.
An act for the relief of the legal representatives of Henry Eckford, deceased.
An act for the relief of the legal heirs and representatives of Hugo Krebs, deceased.
An act to permit the Solicitor of the Treasury to adjust and compromise a claim of the United States against Henry Daniel and Thomas Triplett, jr., deceased, now or late of the State of Kentucky.
An act for the relief of Thomas B. Parsons.
An act for the relief of Nathaniel Mitchell.
Joint resolution to authorize the settlement of the accounts of George Whitman.
Joint resolution for the relief of Ferdinand Pettrich.
Joint resolution to authorize the Postmaster General to settle the accounts of Patton Pilcher & Co.

EXECUTIVE PROCEEDINGS

OF

THE SENATE OF THE UNITED STATES

FROM WHICH

The injunction of secrecy has been removed.

PROCEEDINGS ON THE TREATY WITH THE CADDO INDIANS.

MONDAY, DECEMBER 20, 1841.

Mr. Linn submitted the following motion for consideration:

Ordered, That the injunction of secrecy be removed from the proceedings of the Senate in relation to the treaty with the Caddo Indians, in the session of 1835–'6, and from the documents on file relating thereto.

THURSDAY, DECEMBER 30, 1841.

The Senate proceeded to consider the motion submitted by Mr. Linn on the 20th instant.

On motion by Mr. Huntington,

Ordered, That the said motion be referred to the select committee appointed this day on the memorials of Silas Reed and others.

TUESDAY, JANUARY 25, 1842.

Mr. Smith, of Indiana, from the select committee, to whom was referred, on the 30th of December last, the motion of Mr. Linn, to remove the injunction of secrecy from the proceedings of the Senate on the treaty with the Caddo Indians, and the documents on file relating thereto, reported in favor of the same:

Whereupon,

The Senate proceeded to consider said motion, and agreed thereto.

WEDNESDAY, JANUARY 13, 1836.

The following message was received from the President of the United States by Mr. Donelson, his Secretary:

To the Senate:

I transmit, herewith, for the consideration and advice of the Senate, as to the ratification of the same, the treaty concluded with the Caddo Indians, referred to in the accompanying communication from the War Department.

ANDREW JACKSON.

WASHINGTON, *January* 12, 1836.

The message, treaty, and the accompanying documents were read.

Ordered, That they be referred to the Committee on Indian Affairs, and that the treaty be printed, in confidence, for the use of the Senate.

Mr. Porter presented the memorial of Pelagie Gmppe and others, praying that a donation of four leagues of land, which has been made to them by the Caddo Indians, may be confirmed.

The memorial was read.

Ordered, That it be referred to the Committee on Indian Affairs.

TUESDAY, JANUARY 26, 1836.

Mr. White, from the Committee on Indian Affairs, to whom was referred the treaty with the Caddo nation, reported it without amendment.

The treaty was read the second time, and considered as in Committee of the Whole; and no amendment having been made thereto, it was reported to the Senate.

Mr. White submitted the following resolution:

Resolved (two thirds of the Senators present concurring), That the Senate do advise and consent to the ratification of the treaty between the United States of America and the Caddo nation of Indians, concluded at the agency house, in the said nation, the first day of July, 1835, together with the articles supplementary thereto, concluded at the time and place aforesaid.

The Senate proceeded to consider the resolution by unanimous consent; and,

On the question to agree thereto:

It was determined in the affirmative, { Yeas, ... 38, Nays, ... 2.

Those who voted in the affirmative, are,

Messrs. Benton, Black, Brown, Buchanan, Clayton, Crittenden, Cuthbert, Ewing, of Illinois, Ewing, of Ohio, Goldsborough, Grundy, Hendricks, Hill, Hubbard, Kent, King, of Alabama, King, of Georgia, Leigh, Linn, McKean, Mangum, Moore, Morris, Niles, Porter, Prentiss, Robbins, Robinson, Ruggles, Shepley, Swift, Tallmadge, Tipton, Tomlinson, Tyler, Wall, White, Wright.

Those who voted in the negative, are,

Messrs. Davis and Southard.

PROCEEDINGS ON THE MEMORIAL OF NATHAN TOWSON.

MONDAY, AUGUST 23, 1841.

Mr. Merrick presented the memorial of Nathan Towson, a brigadier general by brevet in the army of the United States, stating that, from an omission in the nomination made by the President on the 30th of June, 1834, the date of his brevet rank was made to take effect from the day on which it was confirmed by the Senate, instead of the 15th of August, 1824; and praying that justice may now be done to him.

Mr. Merrick also submitted the following resolution:

Resolved, That the omission of the date in the brevet conferred on Brigadier General Nathan Towson, on the 30th of June, 1834, be supplied by

inserting the 15th of August, 1824, it being for ten years' faithful service, based on his brevet for the defence of Fort Erie on the 15th of August, 1814.

Ordered, That the said memorial and resolution be, severally, referred to the Committee on Military Affairs.

MONDAY, SEPTEMBER 13, 1841.

Mr. Merrick, from the Committee on Military Affairs, to whom were referred, on the 23d August, the memorial of Nathan Towson, and the resolution submitted by Mr. Merrick, relating to the date of the brevet rank of General Towson, reported the said resolution without amendment.

The Senate proceeded to consider the said resolution; and, after debate,

On motion by Mr. Huntington,

Ordered, That it lie on the table.

WEDNESDAY, FEBRUARY 2, 1842.

On motion by Mr. Merrick,

Ordered, That the injunction of secrecy be removed from the memorial of Nathan Towson, which was presented on the 23d of August, 1841, and from all the proceedings of the Senate in relation thereto.

PROCEEDINGS ON THE NOMINATION OF SILAS REED.

THURSDAY, JUNE 17, 1841.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

The following persons having been appointed, during the recess, to the offices set against their names, respectively, I now nominate them to the Senate for the same offices:

* * * * * * *

Silas Reed to be surveyor of the public lands in the States of Illinois and Missouri, in the place of William Milburn, removed.

* * * * * * *

JOHN TYLER.

WASHINGTON, *June* 17, 1841.

The message was read.

Ordered, That the nomination of Silas Reed be referred to the Committee on the Public Lands.

THURSDAY, JULY 8, 1841.

Mr. Smith, of Indiana, from the Committee on Public Lands, to whom was referred, on the 17th of June, the nomination of Silas Reed, reported

adversely: he also submitted sundry documents in relation to said nomination.

On motion by Mr. Smith, of Indiana,

Ordered, That the nomination of Silas Reed lie on the table.

SATURDAY, AUGUST 14, 1841.

On motion by Mr. Smith, of Indiana,

The Senate resumed the consideration of the nomination of Silas Reed; Whereupon,

Resolved, That the Senate do not advise and consent to the appointment of Silas Reed.

MONDAY, DECEMBER 20, 1841.

Mr. Smith, of Indiana, presented a memorial from Silas Reed, accompanied by sundry memorials from persons residing in the States of Illinois and Missouri and Territory of Iowa, severally praying that the injunction of secrecy be removed from the proceedings of the Senate, and the documents on file, relating to the nomination of the said Silas Reed, to be surveyor general of the States of Illinois and Missouri.

On motion by Mr. Huntington,

Ordered, That the said memorials lie on the table.

THURSDAY, DECEMBER 30, 1841.

On motion by Mr. Smith, of Indiana,

The Senate resumed the consideration of the memorial of Silas Reed, with memorials from sundry persons of Illinois, Missouri, and Iowa, which were presented on the 20th instant; and,

Ordered, That the said memorials be referred to a select committee of three members to be appointed by the President pro tempore, to consider and report thereon;

Whereupon,

Messrs. Smith, of Indiana, King, and Berrien, were appointed accordingly.

TUESDAY, JANUARY 25, 1842.

Mr. Smith, of Indiana, from the select committee to whom the subject was referred on the 20th of December last, made the following report:

The Select Committee, to whom were referred the memorials of Silas Reed, with memorials from sundry persons of Illinois, Missouri, and Iowa, have had the same under consideration, and submit the following report:

The memorials from sundry persons, being in printed form, concur in the prayer, that the injunction of secrecy be removed from the *action of the Senate* on the nomination of Silas Reed to the office of surveyor general of the States of Illinois and Missouri, while that of the individual named reiterates the same prayer, with the addition, "that he be furnished with all papers injuriously affecting his case."

To remove the injunction of secrecy from the action or proceedings of the Senate on nominations, has been done by the Senate, in the exercise of its discretion, in many cases, and the committee, therefore, find no difficulty in recommending that it be accorded in this: but the additional prayer of Silas Reed, *to be furnished with papers communicated in confidence to the Senate*, involves a momentous principle, demanding grave consideration.

With this view the committee have entered upon a general examination of the practice of the Senate, as also upon a consideration of the delicate and responsible duty imposed upon this body by the Constitution of the United States, and the means granted by that authority to secure the independence of the body in the free and proper discharge of such duty. In making this examination, however, the committee will have no allusion to the peculiarities of the applicant's case, and disclaim any reference to circumstances that may have injuriously affected the same.

The power to nominate persons for office, as required by the constitution, rests with the President of the United States, and that to appoint, in such cases, is dependant upon the advice and consent of the Senate, except in cases of temporary appointment to fill vacancies that may happen during the recess, which shall expire at the end of their next session.

With every disposition to secure the services of faithful and capable officers for the public service, it can not be disguised that unsuitable selections are sometimes made by the Executive, nor can it be denied that such occurrences are inevitable where the means of information are, for the most part, furnished by the applicants and their friends, and must consequently be of an *ex parte* character. To guard the public interest and honor from the induction into stations of responsibility and trust of persons unqualified or unworthy, appears to have been the object of that provision in the constitution requiring the advice and consent of the Senate, induced, in part, no doubt, by the probability that the knowledge of the members of that body, individually, added to their facilities for obtaining information from the Representatives of the people and other sources, within the States to which the nominees may belong, would lead to a free and full canvass of their respective qualifications or claims to office. And this body who have this power in keeping and this duty to perform, will show their fidelity to the constitution and to the public interest, in the same degree as that in which they may exert that power to scrutinize the character and qualifications of every individual whose appointment to office may be presented for their advice and consent.

By provisions in the constitution, the Senate is empowered to "determine the rules of its proceedings," to "keep a Journal of its proceedings, and from time to time publish the same, excepting such parts as may, in their judgment, require secrecy."

In pursuance of the power thus vested in the Senate, a rule has been adopted, prescribing, that "all information or remarks, touching or concerning the character or qualifications of any person nominated by the President, shall be kept secret" and this exercise of power under constitutional law, is supported by the law of nature as quoted by Mr. Jefferson, which declares that "all bodies of men and all public functionaries have an inherent right to do all acts necessary to keep themselves in a condition to discharge the trusts confided to them; that whenever authorities are given, the means of carrying them into execution are given by necessary implication."

The existence of this rule and the nature of this delicate trust should be well known to every citizen of intelligence, and, more especially should both be recognised by every aspirant to office whose claims are submitted to this ordeal, as the very intention and effect of the rule are to protect the character and feelings of nominees. In vain may the plea be urged, that a rejection by the Senate without an assignment of cause, inflicts an unjust censure upon individuals; as, a rule to meet this plea, in order to be just and impartial, must be general, and would reduce the Senate to the mortifying alternative of exposing the private characters of individuals, or confirming every nominee, right or wrong, without inquiry: were this point yielded, the message of nomination would be one of mere formality, and the action of the Senate thereon would degenerate into a simple register of appointments by the President.

The Senate, in the discharge of a high constitutional duty (and all its duties are more or less of this character), can acknowledge no other responsibility than that they owe to the Constitution, their country, and their constituents; and, least of all can it acknowledge a right in every rejected applicant to demand upon what information, views, and motives, its judgment had been formed. Was it intended by the framers of the Constitution, or by the people by whom it was adopted, that the immunities of the Senate of the United States--the grand inquest of the nation—in the execution of the high and responsible duties imposed by that constitution, should be less than those of the juries of the country?

The constitution has conferred on both Houses of Congress the power to impose an injunction of secrecy on such proceedings as may in their judgment, respectively, require it; and, to secure the independence of the members, and their exemption from private accountability for the performance of public duty, it declares that, "for any speech or debate in either House, they shall not be questioned in any other place."

Such was the strength of the ideas, in primitive times, associating the solemnity of the duties, and confidence in the character of the immediate representatives of the States of the Union, with a seclusion from extraneous circumstances, that this body sat with closed doors even in the consideration of legislative business, from the adoption of the constitution until December, 1795, although attempts were made at every previous session to open its doors while engaged in legislative and judicial proceedings; which attempts only served to show more clearly the strength of that impression, by the large majorities by which they were rendered nugatory. Galleries having been provided, under a previous order, the doors of the Senate were, by the resolution of the 9th of December, 1795, thrown open to the public while that body should be engaged in legislative and judicial proceedings, unless, in special cases, the judgment of the Senate should otherwise direct.

But, to return to the practice of the Senate in its Executive capacity: it may be stated that, on the 22d of December, 1800, it was "*Resolved*, That all confidential communications made by the President of the United States to the Senate, shall be, by the members thereof, kept inviolably secret; and that all treaties which may hereafter be laid before the Senate, shall also be kept secret, until the Senate shall, by their resolution, take off the injunction of secrecy." It is therefore to be inferred that, up to that time, the members of the Senate were not considered under any legal obligation to observe secrecy on Executive business; and this inference is strengthened by the fact, that an injunction of secrecy was necessary as regarded a cer-

tain treaty, and was specially imposed by an order of the Senate of the 8th June, 1795.

That resolution of the 22d of December, 1800, now constitutes the thirty-eighth rule, and has therefore been in existence for forty-one years; and, together with the thirty-ninth rule, that "all information or remarks touching or concerning the character or qualifications of any person nominated by the President to office, shall be kept secret," form the law of the Senate at the present time enjoining secrecy on its proceedings.

By a resolution of the 4th April, 1828, "the entire Executive Journal of the Senate, from the commencement of the Government to the close of the last session of the Senate," was directed to "be printed and published;" and by a subsequent order, it was directed to be continued to the 3d March, 1829.

Up to the date of that resolution, the removal of the injunction of secrecy was comparatively rare, and confined principally to the proceedings in Senate on treaties and nominations, and but seldom extending to documents connected with treaties. Since that date the injunction of secrecy has, in many cases, been removed, both as regards nominations and treaties; and in one instance, from the proceedings of the Seuate and the debates in relation to all nominations made during the then existing session.

But, if there be one instance from the commencement of the Government up to the present time, in which the Senate has, by its vote or action, removed the injunction of secrecy from information, either verbal or written, given to that body by other persons than its own members, concerning the character or qualifications of nominees to office, it has escaped a careful and scrutinizing examination.

The serious nature of this application may be understood, when it is considered that a compliance, on the part of the Senate, would involve the violation of a rule of long standing, adopted under a deep sense of obligation to the public interest and regard for the character and feelings of individuals—the propriety and necessity of whose rigid observance has been rendered more manifest by the lapse of time. It seeks to invade a necessary prerogative, and to induce the violation of a solemn confidential trust of the Senate of the United States.

Apart from these considerations, and independently of rule, solemn obligations of confidence may necessarily be contracted in the discharge of this delicate duty by the Senate with the President, with its own members, as well as with other citizens, to violate which might be viewed equally unjust and dishonorable as the violation of confidence between individuals; and, indeed, in cases where such papers have been communicated confidentially to the President, and by the President to the Senate, on a call made, it is manifest that a double violation of confidence would be the result; as the Senate, by removing the injunction of secrecy, would not only violate its own obligation, but that contracted between a co-ordinate branch of the Government and individuals; and it may well be questioned whether any individual, so circumstanced as to have been rejected by the Senate, would, upon *mature reflection* on the nature of this delicate and confidential trust, ask this body deliberately to violate such trust.

Whether an application by a nominee, pending his nomination before the Senate, for specifications of the objections or charges affecting his nomination, to enable him to answer them, should be sustained, is a very different question from that referred to the committee; as the specification in such

case, if furnished, would be given to the party under the order of the Senate, for the purpose of enabling the body to ascertain the true state of the case before it, without exposing the names of individuals, or involving matters of a character calculated to bring those individuals into personal conflicts, as well as to embarrass Senators who may have received from others and communicated such objections or charges to the Senate; but the committee do not mean to decide even that question.

As a free and full examination into the character and qualifications of persons nominated for office is essential to a due discharge of the constitutional duties of the Senate, it must be obvious that such examination can not take place without the statements, either verbal or written, of persons volunteering to make them; it is therefore submitted whether one reason among others of the rule throwing around these proceedings the veil of secrecy may not be, that the effect of throwing open to the inspection of all persons nominated for office for the advice and consent of the Senate, the papers containing statements against them, would not be to exclude from the Senate all communications whatever on the subject, except those from the friends of the nominee, and thereby entirely defeat the object of the inquiry, and render the Senate the mere pro forma register of the nominations of the President. It may be said that it is due to the nominee that he should have an opportunity afforded him, after a decision on his nomination, to know all the grounds and specifications which operated against him, to enable him to meet and refute them before the country. This argument, however plausible, proves too much; as it would with as much force apply to all information of like character verbally communicated to committees and Senators, and to the debates on the nomination, as to the papers on file; the effect of which would be to entirely defeat the object of the rule established by our predecessors, and consecrated by years: it would entirely throw open the doors of the Senate, and abrogate all its confidential relations.

From all which it appears that a compliance with that part of the prayer of the memorialist would be contrary to practice and propriety, and in direct violation of a standing rule of the Senate; and the committee therefore submit the following resolution:

Resolved, That Silas Reed have leave to withdraw his memorial, and those from Missouri, Illinois, and Iowa, communicated to the Senate therewith.

To meet the other part of the prayer of memorialists, the following resolution is also submitted:

Resolved, That the injunction of secrecy be removed from the proceedings of the Senate on the nomination of Silas Reed.

On motion by Mr. Smith, of Indiana,

Ordered, That the said report be printed, in confidence, for the use of the Senate.

TUESDAY, February 8, 1842.

On motion by Mr. Smith, of Indiana,

The Senate proceeded to consider the report made from the select committee on the memorial of Silas Reed and others, on the 25th of January last, together with the resolutions submitted therewith; and agreed thereto.

VOTE ON THE NOMINATION OF JAMES N. BARKER.

FRIDAY, FEBRUARY 11, 1842.

On the question, "Will the Senate advise and consent to the appointment of James N. Barker?"

It was determined in the negative, { Yeas, ... 17, Nays, ... 23.

On motion by Mr. Mangum,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Benton Buchanan, Calhoun, Fulton, King, Linn, McRoberts, Pierce, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Walker, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Berrien, Choate, Clay, Clayton, Evans, Graham, Henderson, Huntington, Kerr, Mangum, Miller, Morehead, Phelps, Porter, Preston, Simmons, Smith, of Indiana, Southard, Tallmadge, Woodbridge.

So it was

Resolved, That the Senate do not advise and consent to the appointment of James N. Barker, to be First Comptroller of the Treasury, vice Walter Forward appointed Secretary of the Treasury.

LIST OF CLAIMS UNDER TREATY WITH THE CREEK INDIANS.

TUESDAY, FEBRUARY 15, 1842.

On motion by Mr. Clay,

Ordered, That the injunction of secrecy be removed from the list of claims which was transmitted to the Senate, by the President, on the 16th of February, 1839, with the treaty made with the chiefs of the Creek Indians, at Fort Gibson, west of the Arkansas, dated the 23d of November, 1838; which list was returned to the President of the United States, by order of the Senate of the 6th of August, 1841.

VOTE ON THE NOMINATION OF THOMAS BRADFORD.

MONDAY, FEBRUARY 21, 1842.

On the question: "Will the Senate advise and consent to the appointment of Thomas Bradford?"

It was determined in the negative, { Yeas, ... 17, Nays, ... 22.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bates, Buchanan, Calhoun, Choate, Fulton, King, Linn, McRoberts, Merrick, Prentiss, Sevier, Sprague, Sturgeon, Tallmadge, Walker, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Benton, Berrien, Clay, Clayton, Evans, Graham, Henderson, Huntington, Kerr, Mangum, Miller, Morehead, Porter, Preston, Rives, Simmons, Smith, of Indiana, Southard, White, Woodbridge.

So it was

Resolved, That the Senate do not advise and consent to the appointment of Thomas Bradford to be judge of the United States for the Eastern District of Pennsylvania, in the place of Horace Binney, who has declined accepting the appointment.

RESOLUTION CONFIRMING THE NOMINATION OF SAMUEL PRENTISS.

FRIDAY, APRIL 8, 1842.

On motion by Mr. Linn,

Resolved, unanimously, That the Senate advise and consent to the appointment of Samuel Prentiss, of Vermont, to be judge of the district court of the United States for the district of Vermont, in the place of Elijah Paine, resigned, agreeably to the nomination.

FRIDAY, APRIL 22, 1842.

On motion by Mr. Linn,

Ordered, That the injunction of secrecy be removed from the resolution of the Senate confirming the nomination of Samuel Prentiss.

PROCEEDINGS ON THE NOMINATION OF SAMUEL B. CHURCHILL.

MONDAY, MARCH 28, 1842.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

I nominate for your advice and consent Samuel B. Churchill, to be deputy postmaster at St. Louis, in the State of Missouri, in place of Thomas Watson, removed.

JOHN TYLER.

WASHINGTON, *March* 24, 1842.

The message was read.

Ordered, That the nomination of Samuel B. Churchill be referred to the Committee on the Post Office and Post Roads.

MONDAY, MAY 9, 1842.

Mr. Merrick, from the Committee on the Post Office and Post Roads, to whom was referred, on the 28th of March last, the nomination of Samuel B. Churchill, reported.

SATURDAY, JULY 9, 1842.

The Senate resumed the consideration of the nomination of Samuel B. Churchill; and, after debate,

On the question, "Will the Senate advise and consent to the appointment of Samuel B. Churchill?"

It was determined in the affirmative, { Yeas, ... 21, Nays, ... 12.

On motion by Mr. Benton,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Archer, Berrien, Choate, Clayton, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Benton, Buchanan, Linn, McRoberts, Smith, of Connecticut, Tappan, Walker, Wilcox, Woodbury, Wright, Young.

So it was

Resolved, That the Senate advise and consent to the appointment of Samuel B. Churchill agreeably to the nomination.

Mr. Benton submitted the following resolution, which was considered, by unanimous consent, and rejected:

Resolved, That the injunction of secrecy be removed from the proceedings and debates in the case of the nomination of Samuel B. Churchill, to be postmaster at St. Louis.

On motion by Mr. Benton,

Ordered, That the injunction of secrecy be removed from the proceedings of the Senate on the nomination of Samuel B. Churchill.

VOTE ON THE NOMINATION OF J. WASHINGTON TYSON.

FRIDAY, APRIL 22, 1842.

On the question, "Will the Senate advise and consent to the appointment of J. Washington Tyson?"

It was determined in the negative, { Yeas, ... 11, Nays, ... 29.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bates, Calhoun, Choate, Cuthbert, Evans, McRoberts, Preston, Rives, Sprague, Tallmadge, Walker.

Those who voted in the negative, are,

Messrs. Allen, Archer, Barrow, Benton, Berrien, Buchanan, Clayton, Conrad, Crittenden, Fulton, Graham, Henderson, Kerr, Linn, Mangum, Miller, Morehead, Phelps, Sevier, Smith, of Connecticut, Smith, of Indiana, Sturgeon, Tappan, White, Wilcox, Williams, Woodbridge, Wright, Young.

So it was

Resolved, That the Senate do not advise and consent to the appointment of J. Washington Tyson, of the State of Pennsylvania, to be commissary of Purchases.

VOTE ON THE NOMINATION OF JAMES L. DAWSON.

MONDAY, MAY 16, 1842.

On the question, "Will the Senate advise and consent to the appointment of James L. Dawson?"

It was determined in the affirmative, { Yeas, ... 27, Nays, ... 17.

On motion by Mr. Sevier,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bagby, Bates, Bayard, Berrien, Choate, Clayton, Conrad, Crafts, Crittenden, Evans, Graham, Henderson, Huntington, Mangum, Merrick, Miller, Morehead, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, Walker, White, Wilcox, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Archer, Benton, Buchanan, Calhoun, Cuthbert, Fulton, Linn, McRoberts, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Williams, Woodbury, Wright, Young.

So it was

Resolved, That the Senate advise and consent to the appointment of James L. Dawson, to be Indian agent for the Creeks, in place of James Logan, whose term of office has expired, agreeably to the nomination.

REPORTS ON THE NOMINATION OF SUNDRY OFFICERS OF THE UNITED STATES NAVY FOR PROMOTION.

MONDAY, MAY 16, 1842.

Mr. Bayard, from the Committee on Naval Affairs, to whom was referred the message of the President of the United States of the 4th March last, nominating sundry officers for promotion in the navy, reports:

That there are at present in the service sixty-seven captains, ninety-six commanders, three hundred and twenty lieutenants, one hundred and three passed midshipmen, and four hundred and fifty midshipmen. It is proposed by the President to increase the number of captains by promoting thirty-seven commanders, to promote an equal number of lieutenants to be commanders, and to promote forty passed midshipmen to the rank of lieutenants. The effect of confirming these nominations will not be to add to the totality of officers in the service, but to change the grade of the nominees to the extent indicated. The propriety of the measure depends on two considerations: first, on the wants of the service, and secondly, on the claims of the officers, as members of a profession in which the hope of promotion is the great incentive to action. The first consideration, namely, the wants of the service, involves what is due to the interests and dignity of the country. Some idea may be formed of the magnitude of those interests, when it is remembered that the United States is the second commercial nation in the world. The tonnage of Great Britain, with all its dependancies, was, on the 31st December, 1835, 2,783,761 tons, and that of the United States on the 30th September, 1840,

2,180,764 tons. The foreign trade alone, in a single year, of the United States, in imports and exports carried on in its own ships, is about $200,000,000. When it is remembered, also, that it is a branch of this immense commerce which supplies the means of defraying the expenses of the Government, and is not only the least burdensome, but the sole source of its revenue, it will be conceded that it is entitled to the fostering care and protection of the nation. This commerce is carried on with all parts of the world. It gathers its rich returns from the coast of Africa, from the Indian ocean, the China seas, the western coast of North and South America, the eastern coast of the same mighty continent, from the north of Europe, and from the Mediterranean; while its hardy enterprise whitens every port and every sea with its canvass. There are engaged in the whale fishery alone 136,926 tons of American shipping, pursuing their gigantic game at the distance of thousands of miles in the South Atlantic and Pacific oceans.

To protect this commerce, and to maintain the security and dignity of the nation, the wisdom of Congress has provided a naval establishment, consisting of eleven ships of the line, seventeen frigates, eighteen sloops of war, two brigs, four schooners, and four steamers, with six store-ships and receiving vessels, and five small schooners. The employment of this force is a matter left entirely to the discretion of the President, under his constitutional power as commander-in-chief of the navy. The second section of the act of Congress, of the 21st April, 1806, expressly authorizes the President "to keep in actual service in time of peace so many of the frigates and other public armed vessels of the United States as in his judgment the nature of the service may require." In the exercise of this discretion the committee are informed by the Secretary of the Navy, that he proposes to employ a squadron in the Mediterranean, consisting of two ships of the line, four frigates, and four sloops and brigs, in all ten vessels; another squadron on the Brazil station, consisting, also, of two ships of the line, four frigates, and four sloops and brigs; which two squadrons will be made from time to time to exchange their stations, and thus to traverse the intermediate portion of the Atlantic. He proposes, further, to employ a squadron in the Pacific, consisting of one ship of the line, two frigates, and four sloops, and a similar squadron of one ship of the line, two frigates, and four sloops in the East Indies; which squadrons in like manner exchanging from time to time their stations, will traverse the intermediate portion of the Pacific, giving countenance and protection to the whale fishery in that ocean. He proposes, further, to employ a fifth squadron, to be called the home squadron, consisting of one ship of the line, three frigates, and three sloops, which, beside the duties which its name indicates, will have devolved upon it the duties of the West India squadron, whose cruising ground extended to the mouth of the Amazon and as far as the 30° of west longitude from London. He proposes, additionally, to employ on the African coast, one frigate, and four sloops and brigs, in all five vessels, four steamers in the Gulf of Mexico, and four steamers on the lakes. There will thus be in commission seven ships of the line, sixteen frigates, twenty-three sloops and brigs, and eight steamers, in all fifty-four vessels. It is not perceived that this force is greater than what the interests and dignity of the country require. As compared with the British naval force in commission, it is very small, Great Britain having in commission two hundred and fifty-nine vessels, of which twenty-nine are in the Mediterranean, twenty-nine on the East India station, twenty-three on the North America and West India station, twenty-nine on the coast of Africa and

Brazil, and six on the western coast of South America; the rest constituting for the most part the home squadron dispersed along her coast.

We are thus brought to the consideration of the number of officers required by the service. The second section of the act of Congress of the 3d March, 1813, authorizes the President to appoint such officers as may be necessary for the vessels in commission. This discretion in the appointment of officers, although unlimited in the terms of the law, is yet subject to the constitutional restraint of the supervision and consent of the Senate, but is a matter in which considerable latitude would be naturally conceded to the President, from the fact of his being commander-in-chief of the navy, and invested with the executive power, which gives him the better opportunity of knowing the exigencies of the service; the Senate contenting itself with holding the power in check to prevent its abuse. The simple question which would seem to result from these premises is, whether the proposed promotions are an abusive exercise of that discretion which the laws gives him. It has been already stated that there are sixty-seven captains, and that it is proposed to add thirty-seven more to that number by the promotion of so many commanders, making the whole number of captains one hundred and four. The The promotion of thirty-seven lieutenants to the rank of commander does not increase that class, and the promotion of forty passed midshipmen to the rank of lieutenant makes an addition of but three to that class of officers. The totality of officers remaining the same, and the only effect of the promotions being to increase the expense of the service, which will be considered hereafter, the question is narrowed down to the simple one of, whether one hundred and four captains are more than are necessary? The whole number, as has been stated, in the event of the confirmation of the present nominations, will be one hundred and four; of these, when it is recollected that sixty-one have been more than thirty-three years in service, it may be reasonably supposed that, from age and other causes, one third of the whole number may be set down as invalids and unfit for duty, which is the estimate of the Department. This reduces the number of efficient officers of that rank to seventy, taking off thirty-four for the class of invalids and those unfit for duty. There will be five squadrons, with each its commodore, beside the captain of the flag-ship. The law requires that every ship of twenty guns and upward shall be commanded by a captain; so that for the seven ships of the line and sixteen frigates, in all twenty-three vessels, which will be in commission, there will be required twenty-three captains, which, with five commodores, will make twenty-eight sea captains. For the purpose of relief, it is indispensable to have double the number of sea captains, which requires for the efficiency of the service in that respect at least fifty-six. Upon this point, the Secretary of the Navy makes the following observations, in which the committee concur:

"All officers require relief, but the captains most of all. The service is always severe, the responsibility oppressive, and the wear and tear of mind and body very great. The number of invalids in the service fully attests this. It is all important that our ships should be sent home by the time the terms of the crew expire; and to keep the squadrons constantly supplied, the relief vessels should always sail about the time the return vessels leave the squadron, or, in fact, they should be there when they leave if possible. This would, of course, require as many for relief as for actual sea service."

The British commissioners, in their report in 1840 on naval and military promotion and retirement, remark, that "the great object to be kept con-

stantly in view is, that the service should be performed not only well, but cheerfully; this, however, can not be accomplished if the severity of the duty should harass or overtask the energies of those employed in the performance of it."

In addition to these fifty-six, there are required nine captains for the nine navy yards and stations, three for the navy board, three as port captains or commanders afloat, at the three principal ports of Boston, New York, and Norfolk, one at the naval asylum at Philadelphia, and one as inspector of ordnance; making, in all, seventy-three, showing a deficiency of three, without taking into consideration the necessity for relief and the incidental duties of courts martial, boards of examination, and the annual surveys of the ships and naval stores at the different navy yards. These incidental duties will, of course, fall to the lot of the twenty-eight captains, who are put down for relief in the sea service. It must be apparent, therefore, from this hasty sketch, that the proposed promotions are not an abuse of the discretion in the appointment of officers, which the law has vested in the President, but that, on the contrary, the efficiency of the service requires that they should be made.

Having disposed of the first consideration, the wants of the service, we come to the second, namely, the claims of the officers. There is no employment in life in which it is of the same importance that the individual should be in possession of the full vigor of his faculties as in that of a commander of a vessel of war, to whom is intrusted the lives of so many persons, and to whose hands is committed the preservation of the national honor. The military age, in the contemplation of our own laws, is between eighteen and forty-five; and from the earliest period such has been the sense of mankind. The Œtas Robusta vel. Militaris of the Romans, as established by Servius Tullius in the infancy of that great republic, was between seventeen and forty-six, which was subsequently contracted to the period between twenty-five and forty-five.

The condition of the world requires that some portion of every people should be employed in military affairs as a profession, which, in separating its members from the ordinary comforts and security of social life makes it necessary that some high inducements should be held out for encountering its toils, its hardships, and its perils. These inducements are the hope of promotion and a permanent subsistence. It is a matter of the first importance that the service should, to repeat the remark of the British commissioners, "be performed not only well, but cheerfully," and the highest incentive to fidelity and to achievement is the hope of promotion. Entering the service at the age of fifteen, an officer should be permitted to indulge the hope that after twenty-five years of faithful and constant devotion to his profession, he may attain the rank of captain. If, after devoting the vigor of his youth and manhood to the service, he finds himself still in the subordinate ranks of his profession, his situation, as compared with the civil employments of life, is strikingly disadvantageous, and his attachment and zeal must be sensibly diminished. Of the thirty-seven commanders now nominated for promotion, twenty-six have been for thirty years in the service, and the remaining eleven have been twenty-nine years in service. Of the thirty-seven lieutenants nominated for promotion to the rank of commanders, ten have been twenty-five years in service, and the remaining twenty-seven have been more than twenty years in service. And of the forty midshipmen nominated for promotion, all except two have been ten years in service. It would seem, therefore, that upon principles of sound policy, fundamentally connected

with the establishment of this branch of military power, the claims of the officers founded on length of service would render the confirmation of the present nominations proper.

The incidental question of expense comes next to be considered, which, although an important consideration, is by no means a paramount one where the national interest, security, and honor, are concerned. The addition of thirty-seven captains to the present number, at $2,500, would make the sum of $92,500. The class of commanders remaining the same, the only other addition is that of three lieutenants, at $1,200, making the sum of $3,600, which, with the former sum, gives an aggregate of $96,100. From this sum, however, there is to be deducted the pay of the forty passed midshipmen, at $600, making the sum of $24,000, which will leave, as the expense of the present promotions, the sum of $72,100. The sum is insignificant, as compared with the considerations which have been presented, and it may be remarked, additionally, that, having the vessels which are proposed to be employed, the annual injury which would be sustained from decay in laying them up, would greatly exceed the increased expense of keeping them in commission. The committee will further observe that there is now depending a bill authorizing the Secretary of the Navy to put on furlough such officers as are unfit for service, which, if it should become a law, and be carried into effect in its true spirit, would, in the single class of captains, according to his own estimate, produce an annual saving of $25,500. Upon the whole, the majority of the committee are of opinion that the nominations should be confirmed.

The report was read.

On motion by Mr. Archer,

Ordered, That it be printed in confidence for the use of the Senate.

THURSDAY, May 19, 1842.

Mr. Williams, from the committee on Naval Affairs, submitted the following views of the minority of that Committee on the nominations for promotion of officers in the navy, contained in the message from the President of the 4th of March last:

The undersigned, a minority of the Committee on Naval Affairs, having disagreed with the majority of that committee in reporting favorably upon the message of the President nominating thirty-seven additional captains in the navy, and making promotions in lower grades, deem it due to the Senate and to the service to state briefly the reasons which compel them to oppose the measure.

The number of captains was increased last year from fifty-five to sixty-eight, commanders from fifty-five to ninety-six, lieutenants from two hundred and eighty-eight to three hundred and twenty-eight, and additions were made in most of the other grades.

If the proposed increase be made, the pay of all officers in the navy will be more than three hundred and fifty thousand dollars beyond what it was in the begining of the year 1841.

The increased and increasing expenses of the navy will call public attention to the causes of it, and if it shall appear that the people's money is squandered upon this favored arm of defence, it will cease to possess that high respect and regard which it has hitherto enjoyed.

With a strong desire to promote the efficiency of the navy and to guard it against suspicion and complaint we believed it our duty to examine into the necessity and propriety of the proposed increase, and the result is that no increase in the number of officers at the present time, is, in our opinion, demanded by the wants or condition of the service; for, in our own judgment, any increase in the number of naval officers, greatly disproportioned to the number of vessels in commission and shore duty, must tend to impair the general efficiency of the service. The minority of the committee are profoundly impressed with the conviction that the most constant and active service, compatible with the intellectual and physical condition of health, will secure the highest attainable skill and efficiency.

By the Register of 1842, it appears that there are in commission and preparing for sea—

5 ships of the line,
1 razee,
7 frigates of the first class,
2 frigates of the second class,
18 sloops of war (one of them is lost),
4 brigs,
9 schooners,
4 steamers,
3 store-ships.

And there are—

7 navy yards,
2 naval stations,
10 rendezvous,
1 naval asylum,
1 navy hospital.

And of the sixty-eight captains, it appears that—

16 are at sea,
18 on duty at home,
3 on leave,
30 waiting orders,
1 suspended.

Of the ninety-six commanders, there are—

22 at sea,
22 on duty at home,
1 under suspension,
47 waiting orders,
2 on leave,
2 on return home.

Of the three hundred and twenty-eight lieutenants, there are—

207 at sea and in receiving ships,
59 at navy-yards and stations,
5 on special service,
28 waiting orders,
36 on leave,
1 under suspension,
1 under arrest.

The officers required for the ships, &c., in commission, and soon to be put in commission, and for home service, will probably be the following, viz:

	Captains.	Commanders.	Lieutenants.
5 ships of the line - -	5	5	27
1 razee - - -	1	1	6
9 frigates - - -	9	–	54
17 sloops - - -	–	17	68
4 brigs - - -	–	4	8
9 schooners - -	–	–	27
4 steamers - - -	2	3	16
3 store-ships - -	–	–	9
Commodores of squadrons -	5	–	–
4 frigates launched, and to be launced - -	4	–	24
Navy Commissioners -	3	–	–
Inspectors of ordnance -	1	1	2
Coast survey - -	–	–	2
Special service - -	1	–	1
7 navy yards - -	7	7	12
2 naval stations - -	–	2	2
Naval asylum - -	1	–	1
Naval hospital - -	–	1	–
10 rendezvous - -	–	10	20
Depots of charts - -	–	–	3
	39	51	282

There is no other duty to be performed, or places for command, by officers of their grade, unless it be occasionally to constitute courts martial, courts of inquiry, and to act as port-captains if such service shall be revived.

For courts martial and courts of inquiry there will always be officers enough not on duty to constitute them whenever ordered, and as to port-captains, they have been discontinued for nearly twenty years, and it is very questionable if the service now requires them. At each of the principal ports, Boston, New York, and Norfolk, where it is said port-captains are wanted, there are now a captain of the yard and a captain of receiving-ship, beside commanders and lieutenants, and to add another captain would seem inxpedient.

We then have twenty-nine captains, forty-five commanders, and forty-six lieutenants, more than can be assigned to duty, and it is to be determined whether or not these are adequate to a proper allowance for sickness and relief.

Of the thirty-nine captains supposed to have service, sixteen are on duty on shore, and twenty-three at sea, or in vessels in and to be in commission. Of the latter, most of them are in squadrons, whose cruises average about three years, and it is fair to calculate that one third will return to the United States yearly, and thus require about seven captains to supply their places, which, taken from twenty-nine not on duty, will leave twenty-two for other wants.

It is believed that long continuance on shore of naval officers, whether on duty or not, tends to impair their efficiency and capacity to command sea-going vessels, and hence the recent order of the Department that no officer shall retain a shore station more than three years; and it is difficult to understand why it is that officers returning from long cruises, after enjoying relaxation for three or six months, and desiring duty, should not be permitted to relieve those who have had shore duty for years, and that those thus relieved should be allowed sea service instead of leave or waiting orders.

If such arrangements can not be made, or if it be inexpedient to make them, still it is almost certain that the twenty-nine captains unemployed must be equal to relieve the small number of captains, from time to time returning from cruises, and desiring relief from shore duty.

The number of commanders and lieutenants is not proposed to be enlarged, and it is taken for granted that there are now as many in each of these grades as are wanted.

In considering the question of necessity or propriety for more captains, no regard is had to increasing the present force of the navy, except as to the four frigates, which are believed to have been ordered to be launched, and are soon to be put in commission, and for these it may well be doubted whether it would not be wise to postpone providing commanders until there be a better prospect of obtaining crews.

It is the business of Congress to fix the amount and kind of naval force which is proper for the nation to maintain, and whenever they shall have authorized and made an increase of materiel which shall require an increase of personnel, it will be time enough to supply the demand.

At present the Senate should avoid creating a necessity for more ships by the appointment of officers who might claim that it was unjust to them to remain without a command equal to their rank, and upon waiting orders' pay, when they were ready and anxious to be on duty and to have pay accordingly.

WILLIE P. MANGUM.
R. WILLIAMS.

On motion by Mr. Williams,

Ordered, That the same be printed in confidence, for the use of the Senate.

MONDAY, JUNE 13, 1842.

On motion by Mr. Evans,

Ordered, That the injunction of secrecy be removed from the report of the Committee on Naval Affairs, made on the 16th of May, on sundry nominations for promotion in the navy; and from the views of the minority of the said committee, upon the same subject, made on the 17th of May.

VOTE ON THE NOMINATION OF WESTON F. BIRCH.

MONDAY, JULY 11, 1842.

On the question, "Will the Senate advise and consent to the appointment of Weston F. Birch?"

It was determined in the negative, { Yeas, ... 14, Nays, ... 19.

On motion by Mr. Smith, of Indiana,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bates, Crafts, Dayton, Evans, Merrick, Miller, Morehead, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Tallmadge, White.

Those who voted in the negative, are,

Messrs. Allen, Archer, Barrow, Benton, Berrien, Buchanan, Calhoun, Conrad, Fulton, King, Linn, Mangum, Sevier, Smith, of Connecticut, Tappan, Walker, Woodbury, Wright, Young.

So it was

Resolved, That the Senate do not advise and consent to the appointment of Weston F. Birch, to be receiver of public moneys at Fayette, Missouri, in place of Uriel Sebree, whose commission has expired.

VOTE ON THE NOMINATION OF CYRIL C. CADY.

TUESDAY, JULY 12, 1842.

On the question, "Will the Senate advise and consent to the appointment of Cyril C. Cady?"

It was determined in the affirmative, { Yeas, ... 19, Nays, ... 16.

On motion by Mr. Benton,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bates, Bayard, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Merrick, Miller, Phelps, Porter, Simmons, Smith, of Indiana, Sprague, Tallmadge.

Those who voted in the negative, are,

Messrs. Bagby, Barrow, Benton, Buchanan, Fulton, King, Linn, McRoberts, Mangum, Morehead, Sevier, Smith, of Connecticut, Sturgeon, Woodbury, Wright, Young.

So it was

Resolved, That the Senate advise and consent to the appointment of Cyril C. Cady, to be receiver of public moneys at Fayette, in the State of Missouri, in the place of Uriel Sebree, whose commission has expired, agreeably to the nomination.

VOTE ON THE NOMINATION OF WASHINGTON G. SINGLETON.

WEDNESDAY, JULY 13, 1842.

On the question, "Will the Senate advise and consent to the appointment of Washington G. Singleton?"

It was determined in the negative, { Yeas, ... 17, Nays, ... 26.

On motion by Mr. Buchanan,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Calhoun, Cuthbert, Fulton, King, Linn, McRoberts, Sevier, Smith, of Connecticut, Tappan, Walker, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Graham, Huntington, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, White.

So it was

Resolved, That the Senate do not advise and consent to the appointment of Washington G. Singleton, to be attorney of the United States for the Western district of Virginia.

PROCEEDINGS ON THE TREATY WITH GREAT BRITAIN.

THURSDAY, August 11, 1842.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

I have the satisfaction to communicate to the Senate the results of the negotiations recently had in this city with the British minister special and extraordinary.

These results comprise—

1st. A treaty to settle and define the boundaries between the territories of the United States and the possessions of her Britannic Majesty in North America, for the suppression of the African slave-trade, and the surrender of criminals, fugitive from justice, in certain cases.

2d. A correspondence on the subject of the interference of the colonial authorities of the British West Indies with American merchant vessels driven by stress of weather, or carried by violence, into the ports of those colonies.

3d. A correspondence upon the subject of the attack and destruction of the steamboat Caroline.

4th. A correspondence on the subject of impressment.

If this treaty shall receive the approbation of the Senate, it will terminate a difference respecting boundary which has long subsisted between the two Governments—has been the subject of several ineffectual attempts at settlement, and has sometimes led to great irritation, not without danger of disturbing the existing peace. Both the United States and the States more immediately concerned, have entertained no doubt of the validity of the American title to all the territory which has been in dispute; but that title was controverted, and the Government of the United States had agreed to make the dispute a subject of arbitration. One arbitration had been actually had, but had failed to settle the controversy; and it was found, at the commencement of last year, that a correspondence had been in progress be-

tween the two Governments for a joint commission, with an ultimate reference to an umpire or arbitrator, with authority to make a final decision. That correspondence, however, had been retarded by various occurrences, and had come to no definite result when the special mission of Lord Ashburton was announced. This movement on the part of England afforded, in the judgment of the Executive, a favorable opportunity for making an attempt to settle this long-existing controversy by some agreement or treaty, without further reference to arbitration. It seemed entirely proper that, if this purpose were entertained, consultation should be had with the authorities of the States of Maine and Massachusetts. Letters, therefore, of which copies are herewith communicated, were addressed to the Governors of those States, suggesting that commissioners should be appointed by each of them, respectively, to repair to this city and confer with the authorities of this Government, on a line by agreement or compromise, with its equivalents and compensations. This suggestion was met by both States in a spirit of candor and patriotism, and promptly complied with. Four commissioners on the part of Maine, and three on the part of Massachusetts, all persons of distinction and high character, were duly appointed and commissioned, and lost no time in presenting themselves at the seat of the Government of the United States. These commissioners have been in correspondence with this Government during the period of the discussions; have enjoyed its confidence and freest communications; have aided the general object with their counsel and advice; and, in the end, have unanimously signified their assent to the line proposed in the treaty.

Ordinarily, it would be no easy task to reconcile and bring together such a variety of interests in a matter in itself difficult and perplexed; but the efforts of the Government in attempting to accomplish this desirable object have been seconded and sustained by a spirit of accommodation and conciliation on the part of the States concerned, to which much of the success of these efforts is to be ascribed.

Connected with the settlement of the line of the northeastern boundary, so far as it respects the States of Maine and Massachusetts, is the continuation of that line along the highlands to the northwesternmost head of Connecticut river. Which of the sources of that stream is entitled to this character, has been matter of controversy and of some interest to the State of New Hampshire. The King of the Netherlands decided the main branch to be the northwesternmost head of the Connecticut. This did not satisfy the claim of New Hampshire. The line agreed to in the present treaty follows the highlands to the head of Hall's stream, and thence down that river, embracing the whole claim of New Hampshire, and establishing her title to 100,000 acres of territory more than she would have had by the decision of the King of the Netherlands.

By the treaty of 1783, the line is to proceed down the Connecticut river to the 45th degree of north latitude and thence west, by that parallel, till it strikes the St. Lawrence. Recent examinations having ascertained that the line heretofore received as the true line of latitude between those points was erroneous, and that the correction of this error would not only leave, on the British side, a considerable tract of territory heretofore supposed to belong to the States of Vermont and New York, but also Rouse's point, the site of a military work of the United States; it has been regarded as an object of importance, not only to establish the rights and jurisdiction of those States up to the line to which they have been considered to extend,

but also to comprehend Rouse's point within the territory of the United States. The relinquishment by the British Government of all the territory south of the line heretofore considered to be the true line, has been obtained; and the consideration for this relinquishment is to enure, by the provisions of the treaty, to the States of Maine and Massachusetts.

The line of boundary, then, from the source of the St. Croix to the St. Lawrence, so far as Maine and Massachusetts are concerned, is fixed by their own consent, and for considerations satisfactory to them; the chief of these considerations being the privilege of transporting the lumber and agricultural products grown and raised in Maine on the waters of the St. John's and its tributaries down that river to the ocean, free from imposition or disability. The importance of this privilege, perpetual in its terms, to a country covered at present by pine forests of great value, and much of it capable hereafter of agricultural improvement, is not a matter upon which the opinion of intelligent men is likely to be divided.

So far as New Hampshire is concerned, the treaty secures all that she requires; and New York and Vermont are quieted to the extent of their claim and occupation. The difference which would be made in the northern boundary of these two States, by correcting the parallel of latitude, may be seen on Tanner's maps (1836), new atlas, maps Nos. 6 and 9.

From the intersection of the 45° of north latitude with the St. Lawrence, and along that river and the lakes to the water communication between Lake Huron and Lake Superior, the line was definitively agreed on by the commissioners of the two Governments, under the 6th article of the treaty of Ghent. But between this last-mentioned point and the Lake of the Wood, the commissioners acting under the 7th article of that treaty found several matters of disagreement, and therefore made no joint report to their respective Governments. The first of these was Sugar island, or St. George's island, lying in St. Mary's river, or the water communication between Lakes Huron and Superior. By the present treaty this island is embraced in the territories of the United States. Both from soil and position, it is regarded as of much value.

Another matter of difference was the manner of extending the line from the point at which the commissioners arrived, north of Isle Royale, in Lake Superior, to the Lake of the Woods. The British commissioner insisted on proceeding to Fond du Lac, at the southwest angle of the lake, and thence, by the river St. Louis, to the Rainy Lake. The American commissioner supposed the true course to be, to proceed by way of the Dog river. Attempts were made to compromise this difference, but without success. The details of these proceedings are found at length in the printed, separate reports of the commissioners.

From the imperfect knowledge of this remote country, at the date of the treaty of peace, some of the descriptions in that treaty do not harmonize with its natural features, as now ascertained. "Long Lake" is nowhere to be found under that name. There is reason for supposing, however, that the sheet of water intended by that name, is the estuary, at the mouth of Pigeon river. The present treaty, therefore, adopts that estuary and river, and afterward pursues the usual route, across the height of land by the various portages and small lakes, till the line reaches Rainy Lake; from which the commissioners agreed on the extension of it to its termination, in the northwest angle of the Lake of the Woods. The region of country on and near the shore of the lake, between Pigeon river on the north, and Fond du Lac

and the river St. Louis on the south and west, considered valuable as a mineral region, is thus included within the United States. It embraces a territory of four millions of acres, northward of the claim set up by the British commissioner under the treaty of Ghent. From the height of land at the head of Pigeon river, westerly to the Rainy Lake, the country is understood to be of little value, being described by surveyors, and marked on the map as a region of rock and water.

From the northwest angle of the Lake of the Woods, which is found to be in latitude 45° 23′ 55″ north, existing treaties require the line to be run due south to its intersection with the 45th parallel, and thence along that parallel, to the Rocky mountains.

After sundry informal communications with the British minister upon the subject of the claims of the two countries to territory west of the Rocky mountains, so little probability was found to exist of coming to any agreement on that subject at present, that it was not thought expedient to make it one of the subjects of formal negotiation, to be entered upon between this Government and the British minister, as part of his duties under his special mission.

By the treaty of 1783, the line of division along the rivers and lakes, from the place where the 45th parallel of north latitude strikes the St. Lawrence, to the outlet of Lake Superior, is invariably to be drawn through the middle of such waters, and not through the middle of their main channels. Such a line, if extended according to the literal terms of the treaty, would, it is obvious, occasionally intersect islands. The manner in which the commissioners of the two Governments dealt with this difficult subject, may be seen in their reports. But where the line, thus following the middle of the river, or water course, did not meet with islands, yet it was liable sometimes to leave the only practicable navigable channel altogether on one side. The treaty made no provision for the common use of the waters by the citizens and subjects of both countries.

It has happened, therefore, in a few instances, that the use of the river, in particular places, would be greatly diminished, to one party or the other, if, in fact, there was not a choice in the use of channels and passages. Thus, at the Long Sault, in the St. Lawrence, a dangerous passage, practicable only for boats, the only safe run is between the Long Sault islands and Barnhart's island, all which belong to the United States on one side, and the American shore on the other. On the other hand, by far the best passage for vessels of any depth of water, from Lake Erie into the Detroit river, is between Bois Blanc, a British island, and the Canadian shore. So again there are several channels or passages, of different degrees of facility and usefulness, between the several islands in the river St. Clair, at or near its entry into the lake of that name. In these three cases, the treaty provides that all the several passages and channels shall be free and open to the use of the citizens and subjects of both parties.

The treaty obligations subsisting between the two countries for the suppression of the African slave-trade, and the complaints made to this Government within the last three or four years, many of them but too well founded, of the visitation, seizure, and detention of American vessels on that coast, by British cruisers, could not but form a delicate and highly important part of the negotiations which have now been held.

The early and prominent part which the Government of the United States has taken for the abolition of this unlawful and inhuman traffic, is well

known. By the tenth article of the treaty of Ghent, it is declared that the traffic in slaves is irreconcilable with the principles of humanity and justice, and that both his Majesty and the United States are desirous of continuing their efforts to promote its entire abolition; and it is thereby agreed that both the contracting parties shall use their best endeavors to accomplish so desirable an object. The Government of the United States has, by law, declared the African slave-trade piracy; and at its suggestion other nations have made similar enactments. It has not been wanting in honest and zealous efforts, made in conformity with the wishes of the whole country, to accomplish the entire abolition of the traffic in slaves upon the African coast; but these efforts and those of other countries directed to the same end have proved, to a considerable degree, unsuccessful. Treaties are known to have been entered into some years ago between England and France, by which the former power, which usually maintains a large naval force on the African station, was authorized to seize, and bring in for adjudication, vessels found engaged in the slave-trade under the French flag.

It is known that, in December last, a treaty was signed in London by the representatives of England, France, Russia, Prussia, and Austria, having for its professed object, a strong and united effort of the five powers to put an end to the traffic. This treaty was not officially communicated to the Government of the United States, but its provisions and stipulations are supposed to be accurately known to the public. It is understood to be not yet ratified on the part of France.

No application or request has been made to this Government to become party to this treaty; but the course it might take in regard to it, has excited no small degree of attention and discussion in Europe, as the principle upon which it is founded, and the stipulations which it contains, have caused warm animadversions and great political excitement.

In my message at the commencement of the present session of Congress, I endeavored to state the principles which this Government supports respecting the right of search and the immunity of flags. Desirous of maintaining those principles fully, at the same time that existing obligations should be fulfilled, I have thought it most consistent with the honor and dignity of the country, that it should execute its own laws, and perform its own obligations, by its own means and its own power. The examination or visitation of the merchant vessels of one nation, by the cruisers of another, for any purpose, except those known and acknowledged by the law of nations, under whatever restraints or regulations it may take place, may lead to dangerous results. It is far better, by other means, to supersede any supposed necessity, or any motive, for such examination or visit. Interference with a merchant vessel by an armed cruiser, is always a delicate proceeding, apt to touch the point of national honor, as well as to affect the interests of individuals. It has been thought, therefore, expedient, not only in accordance with the stipulations of the Treaty of Ghent, but at the same time as removing all pretext on the part of others for violating the immunities of the American flag upon the seas, as they exist and are defined by the law of nations, to enter into the articles now submitted to the Senate.

The treaty which I now submit to you, proposes no alteration, mitigation, or modification of the rules of the law of nations. It provides simply that each of the two Governments shall maintain on the coast of Africa a sufficient squadron to enforce, separately and respectively, the laws, rights, and obligations of the two countries, for the suppression of the slave-trade.

Another consideration of great importance has recommended this mode of fulfilling the duties and obligations of the country. Our commerce along the western coast of Africa is extensive, and supposed to be increasing. There is reason to think that, in many cases, those engaged in it have met with interruptions and annoyances, caused by the jealousy and instigation of rivals engaged in the same trade. Many complaints on this subject have reached the Government. A respectable naval force on the coast is the natural resort and security against further occurrences of this kind.

The surrender to justice of persons who, having committed high crimes, seek an asylum in the territories of a neighboring nation, would seem to be an act due to the cause of general justice, and properly belonging to the present state of civilization and intercourse. The British provinces of North America are separated from the States of the Union by a line of several thousand miles; and, along portions of this line, the amount of population on either side is quite considerable, while the passage of the boundary is always easy.

Offenders against the law, on the one side, transfer themselves to the other. Sometimes, with great difficulty, they are brought to justice, but very often they wholly escape. A consciousness of immunity, from the power of avoiding justice in this way, instigates the unprincipled and reckless to the commission of offences; and the peace and good neighborhood of the border are consequently often disturbed.

In the case of offenders fleeing from Canada into the United States, the Governors of States are often applied to for their surrender; and questions of a very embarrassing nature arise from these applications. It has been thought highly important, therefore, to provide for the whole case by a proper treaty stipulation. The article on the subject in the proposed treaty is carefully confined to such offences as all mankind agree to regard as heinous, and destructive of the security of life and property. In this careful and specific enumeration of crimes, the object has been to exclude all political offences, or criminal charges, arising from wars or intestine commotions. Treason, misprision of treason, libels, desertion from military service, and other offences of similar character, are excluded.

And, lest some unforeseen inconvenience or unexpected abuse should arise from the stipulation, rendering its continuance, in the opinion of one or both of the parties, not longer desirable, it is left in the power of either to put an end to it at will.

The destruction of the steamboat Caroline at Schlosser, four or five years ago, occasioned no small degree of excitement at the time, and became the subject of correspondence between the two Governments. That correspondence having been suspended for a considerable period, was renewed in the spring of the last year, but, no satisfactory result having been arrived at, it was thought proper, though the occurrence had ceased to be fresh and recent, not to omit attention to it on the present occasion. It has only been so far discussed, in the correspondence now submitted, as it was accomplished by a violation of the territory of the United States. The letter of the British minister, while he attempts to justify that violation upon the ground of a pressing and overruling necessity, admitting, nevertheless, that, even if justifiable, an apology was due for it, and accompanying this acknowledgment with assurances of the sacred regard of his Government for the inviolability of national territory, has seemed to me sufficient to warrant forbearance from any further remonstrance against what took place, as an aggression on the soil and territory of the country.

On the subject of the interference of the British authorities in the West Indies, a confident hope is entertained, that the correspondence which has taken place, showing the grounds taken by this Government, and the engagements entered into by the British minister, will be found such as to satisfy the just expectation of the people of the United States.

The impressment of seamen from merchant vessels of this country by British cruisers, although not practised in time of peace, and, therefore, not at present a productive cause of difference and irritation, has, nevertheless, hitherto been so prominent a topic of controversy, and is so likely to bring on renewed contentions at the first breaking out of an European war, that it has been thought the part of wisdom now to take it into serious and earnest consideration. The letter from the Secretary of State to the British minister explains the ground which the Government has assumed, and the principles which it means to uphold. For the defence of these grounds, and the maintenance of these principles, the most perfect reliance is placed on the intelligence of the American people, and on their firmness and patriotism, in whatever touches the honor of the country, or its great and essential interests.

JOHN TYLER.

WASHINGTON, *August* 11, 1842.

The message was read.

The treaty to settle and define the boundaries between the territories of the United States and the possessions of Her Britannic majesty, in North America, for the final suppression of the African slave-trade, and for the giving up of criminals, fugitive from justice, in certain cases, was read twice by unanimous consent.

On motion by Mr. Rives,

Ordered, That the treaty, with the message and accompanying documents, be referred to the Committee on Foreign Relations, and printed, in confidence, for the use of the Senate.

MONDAY, AUGUST 15, 1842.

Mr. Rives, from the Committee on Foreign Relations, to whom was referred, on the 11th instant, the treaty with Great Britain, reported the same without amendment.

On motion by Mr. Rives,

Ordered, That the said treaty be postponed to, and made the order of the day for Wednesday next, the 17th instant, at one o'clock.

WEDNESDAY, AUGUST 17, 1842.

The Senate proceeded to consider, as in Committee of the Whole, the treaty with Great Britain; and, after debate,

On motion by Mr. Rives,

Ordered, That it be postponed to, and made the order of the day for tomorrow, at half past eleven o'clock.

THURSDAY, AUGUST 18, 1842.

Mr. Conrad submitted the following resolution:

Resolved, That the President be requested to furnish to the Senate all

documents on file in the State Department, connected with the liberation of certain slaves, the property of American citizens, which were taken from the wreck of the schooner *Hermosa*, near Abaco, were carried into Nassau, and then liberated by the colonial authorities; also, copies of any correspondence which may have taken place on the subject of said slaves between the minister of the United States, at the court of St. James, and the British Government.

The Senate, by unanimous consent, proceeded to consider the said resolution, and agreed thereto.

Ordered, That the Secretary lay the said resolution before the President of the United States.

The President pro tempore informed the Senate that the Secretary, having laid before the President of the United States the resolution passed this day, requesting the documents and correspondence relative to the slaves on board the Hermosa, the papers called for were forthwith delivered to him by the Secretary of State, with a request that, as they were originals, they might, at a proper time, be returned to the Department.

The Senate resumed, as in Committee of the Whole, the consideration of the treaty with Great Britain; and, after debate,

On motion by Mr. King,

Ordered, That it be postponed to, and made the order of the day for to-morrow, at half-past eleven o'clock.

FRIDAY, AUGUST 19, 1842.

The Senate resumed, as in Committee of the Whole, the consideration of the treaty with Great Britain; and, after debate, no amendment having been made, the treaty was reported to the Senate.

Mr. Williams submitted the following resolution:

Resolved, That the treaty and documents now under consideration, be recommitted to the Committee on Foreign Relations, with instructions to report a resolution, directing the President of the United States to take immediate possession of the disputed territory, and to report such contingent measures as, in their opinion, may be necessary to maintain the just right of the nation.

The Senate, by unanimous consent, proceeded to consider the said resolution; and,

On the question to agree thereto,

It was determined in the negative, { Yeas, ... 8, / Nays, ... 31.

On motion by Mr. Williams,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Fulton, Linn, Smith, of Connecticut, Sturgeon, Walker, Williams.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Benton, Buchanan, Calhoun, Choate, Clayton, Conrad, Crafts, Crittenden, Cuthbert, Dayton, Graham, Henderson, Huntington, Kerr, Mangum, Miller, Morehead, Porter, Preston, Rives, Smith, of Indiana, Tallmadge, Tappan, White, Woodbridge, Woodbury, Young.

So the resolution was rejected.

On motion by Mr. Benton,

To strike out the eighth article from the treaty,

The question was stated—"Shall the eighth article stand as part of the treaty?" and, after debate,

On motion by Mr. Sevier,

The Senate adjourned.

SATURDAY, August 20, 1842.

The Senate resumed the consideration of the treaty with Great Britain; and

The question recurring, "Shall the eighth article stand as part of the treaty?" after debate,

It was determined in the affirmative, { Yeas, ... 37, / Nays, ... 12.

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Calhoun, Choate, Clayton, Conrad, Crafts, Crittenden, Dayton, Evans, Fulton, Graham, Henderson, Huntington, Kerr, King, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Tallmadge, Walker, White, Wilcox, Williams, Woodbridge, Young.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Cuthbert, Linn, Sevier, Smith, of Connecticut, Sturgeon, Tappan, Woodbury, Wright.

On motion by Mr. Benton,

To strike out of the first article of the treaty the following words:

"To the outlet of the Lake Pohenagamook; thence southwestwardly, in a straight line, to a point on the northwest branch of the river St. John, which point shall be ten miles distant from the main branch of the St. John, in a straight line, and in the nearest direction; but if the said point shall be found to be less than seven miles from the nearest point of the summit or crest of the highlands that divide those rivers which empty themselves into the river St. Lawrence from those which fall into the river St. John, then the said point shall be made to recede down the said northwest branch of the river St. John, to a point seven miles in a straight line from the said summit or crest; thence, in a straight line, in a course about south eight degrees west, to the point where the parallel of latitude of 46° 25′ north, intersects the southwest branch of the St. John's; thence southerly, by the said branch, to the source thereof in the highlands at the Metjarmette portage."

After debate, on the question, "Shall these words stand as part of the first article?"

It was determined in the affirmative, { Yeas, ... 38, / Nays, ... 11.

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Calhoun, Choate, Clayton, Conrad, Crafts, Crittenden, Cuthbert, Dayton, Evans, Fulton, Graham, Henderson, Huntington, Kerr, King, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Sevier, Simmons, Smith, of Indiana, Sprague, Tallmadge, Tappan, White, Woodbridge, Woodbury, Wright.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Linn, Smith, of Connecticut, Sturgeon, Walker, Wilcox, Williams, Young.

Mr. Benton submitted the following resolution:

Resolved, That the treaty and documents now under consideration be recommitted to the Committee on Foreign Relations, with instructions to report an amendment to the treaty stipulating the right of the vessels of the United States driven by tempests or carried by violence into any of the British West India islands, to depart from the same with all her contents of persons and property with all convenient despatch, and after receiving the hospitable treatment due to misfortune.

After debate, on the question to agree thereto?

It was determined in the negative, { Yeas, ... 11, / Nays, ... 37.

On motion by Mr. Benton,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Conrad, Linn, Smith, of Connecticut, Sturgeon, Walker, Williams, Young.

Those who voted in the negative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Calhoun, Choate, Clayton, Crafts, Crittenden, Cuthbert, Dayton, Evans, Fulton, Graham, Henderson, Huntington, Kerr, King, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Sevier, Simmons, Smith, of Indiana, Sprague, Tallmadge, Tappan, White, Wilcox, Woodbridge, Woodbury.

So, the resolution was rejected.

Mr. Benton submitted the following resolution:

Resolved, That the treaty and documents now under consideration be recommitted to the Committee on Foreign Relations, with instructions to report a resolution directing the President of the United States to take immediate possession of the disputed territory up to the line designated by the King of the Netherlands, and to maintain the State of Maine in possession of the territory south of that line.

After debate, on the question to agree thereto,

It was determined in the negative, { Yeas, ... 2, / Nays, ... 37.

On motion by Mr. Benton,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Benton, Sevier.

Those who voted in the negative, are,

Messrs. Archer, Bagby, Barrow, Bates, Bayard, Berrien, Calhoun, Choate, Clayton, Conrad, Crafts, Crittenden, Cuthbert, Dayton, Evans, Fulton, Henderson, Huntington, Kerr, King, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Simmons, Smith, of Indiana, Sprague, Sturgeon, Tallmadge, Tappan, White, Wilcox, Woodbridge.

So, the resolution was rejected.

On motion by Mr. Tappan,

To strike out of the fifth article the following words, viz:

"And further to pay and satisfy said States, respectively, for all claims for expenses incurred by them in protecting the said heretofore disputed territory, and making a survey thereof, in 1838; the Government of the United States agreeing with the States of Maine and Massachusetts to pay them the further sum of three hundred thousand dollars, in equal moities, on account of their

assent to the line of boundary described in this treaty, and in consideration of the conditions and equivalents received therefor from the Government of her Britannic Majesty;"

After debate, on the question, "Shall these words stand as part of the fifth article?"

It was determined in the affirmative, { Yeas, ... 34, Nays, ... 10.

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Calhoun, Choate, Clayton, Crafts, Cuthbert, Dayton, Evans, Fulton, Graham, Henderson, Huntington, Kerr, King, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Rives, Sevier, Simmons, Smith, of Indiana, Sprague, Tallmadge, White, Wilcox, Woodbridge, Young.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Conrad, Crittenden, Linn, Smith, of Connecticut, Sturgeon, Tappan.

No further amendment having been proposed,

Mr. Rives submitted the following resolution:

Resolved (*two thirds of the Senators present concurring*), That the Senate advise and consent to the ratification of the treaty to settle and define the boundaries between the territories of the United States and the possessions of her Britannic Majesty in North America, for the final suppression of the African slave trade, and for the giving up of criminals fugitive from justice, in certain cases.

The Senate, by unanimous consent, proceeded to consider the said resolution.

On the question to agree thereto,

It was determined in the affirmative, { Yeas, ... 39, Nays, ... 9.

Those who voted in the affirmative, are,

Messrs. Archer, Barrow, Bates, Bayard, Berrien, Calhoun, Choate, Clayton, Crafts, Crittenden, Cuthbert, Dayton, Evans, Fulton, Graham, Henderson, Huntington, Kerr, King, Mangum, Merrick, Miller, Morehead, Phelps, Porter, Preston, Rives, Sevier, Simmons, Smith, of Indiana, Sprague, Tallmade, Tappan, Walker, White, Woodbridge, Woodbury, Wright, Young.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Benton, Buchanan, Conrad, Linn, Smith, of Connecticut, Sturgeon, Williams.

So the said resolution was agreed to.

Ordered, That the Secretary lay the said resolution before the President of the United States.

TUESDAY, August 23, 1842.

Mr. Crittenden submitted the following resolution:

Resolved by the Senate, That the injunction of secrecy be removed as to the late treaty with Great Britain, and the proceedings of the Senate thereon, except only that this resolution shall not authorize the publication of said treaty, or any amendment proposed, or proceeding relating thereto, or any speech made in the Senate on its consideration and discussion.

After debate, on motion by Mr. Wright,

Ordered, That the said resolution lie on the table.

WEDNESDAY, August 24, 1842.

On motion by Mr. Conrad,

Ordered, That the Secretary of the Senate return to the Department of State, the original papers obtained from that Department, under the resolution of the 18th instant, relating to the slaves that were taken from the wreck of the schooner Hermosa, and liberated by the British colonial authorities at Nassau.

MONDAY, August 29, 1842.

Mr. Benton submitted the following resolution:

Resolved, That the injunction of secrecy be forthwith removed from the treaty with Great Britain, the correspondence which accompanied it, and the proceedings thereon, including the speeches and remarks of the Senators.

The Senate, by unanimous consent, proceeded to consider the said resolution.

On motion by Mr. Preston,

That the said resolution be referred to a select committee to consider and report thereon.

It was determined in the negative.

On motion by Mr. Rives,

That the said resolution be amended by adding thereto the following:

"As soon as the treaty shall have been proclaimed by the President of the United States as having been duly ratified by both parties."

On motion by Mr. Barrow,

Ordered, That the said resolution lie on the table.

Mr. Benton submitted the following resolution:

Resolved, That the President of the United States be requested to inform the Senate whether any conferences, written or oral, formal or informal, took place between the American negotiator and the late special minister from Great Britain to the United States in relation to the payment, assumption, or guarantee of the State debts by the United States, and if so to communicate the same to the Senate.

TUESDAY, August 30, 1842.

On motion by Mr. Benton,

The Senate resumed the consideration of the resolution submitted by him yesterday, together with the amendment proposed thereto by Mr. Rives; and the amendment was rejected.

On motion by Mr. Tallmadge,

That the resolution submitted by Mr. Benton lie on the table?

It was determined in the negative, { Yeas, ... 16, / Nays, ... 19.

On motion by Mr. Allen,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Barrow, Bates, Berrien, Calhoun, Clayton, Evans, Graham, Huntington, Miller, Phelps, Porter, Rives, Sevier, Tallmadge, White, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Archer, Bagby, Bayard, Benton, Buchanan, Crafts, Crit-

tenden, Cuthbert, Fulton, Henderson, King, Linn, Mangum, Merrick, Preston, Smith, of Indiana, Tappan, Woodbury.

On motion by Mr. Conrad,

To amend the resolution submitted by Mr. Benton by striking out all after the word "resolved," and inserting the following:

"*That the injunction of secrecy be removed from the proceedings and debates on the treaty with Great Britain recently ratified by this body, as soon as the ratification thereof by the British Government shall have been communicated to the Executive.*"

On motion by Mr. Tallmadge,

That the said resolution and proposed amendment lie on the table,

It was determined in the affirmative, { Yeas, ... 17, Nays, ... 15.

On motion by Mr. Benton,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Bates, Berrien, Calhoun, Clayton, Crafts, Cuthbert, Evans, Fulton, Graham, Huntington, Merrick, Miller, Phelps, Porter, Rives, Tallmadge, Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Bagby, Bayard, Benton, Buchanan, Crittenden, Henderson, King, Linn, Mangum, Morehead, Smith, of Indiana, Tappan, Walker, Woodbury.

Mr. Buchanan submitted the following resolution; which was considered by unanimous consent, and agreed to:

Resolved, That the injunction of secrecy be removed from the British treaty, the correspondence which accompanied it, and all the proceedings of the Senate thereon, embracing the speeches and remarks of Senators, as soon as the ratifications of the said treaty shall have been exchanged, and it shall have been proclaimed by the President of the United States.

PROCEEDINGS ON THE TREATY WITH THE SEESEEAHTO, WOFPATO, AND WOFPAKOOTA BANDS OF THE DAKATO (OR SIOUX) NATION OF INDIANS.

FRIDAY, SEPTEMBER 3, 1841.

The following message was received from the President of the United States, by Mr. Tyler, his Secretary:

To the Senate of the United States:

I submit to the Senate, for its consideration and constitutional action, a treaty concluded at Oeyoowarha, on Minnesota (or St. Peter's) river, in the Territory of Iowa, on the 31st day of July last, between James Duane Doty, commissioner on the part of the United States, and the Seeseeahto, Wofpato, and Wofpakoota bands of the Dakota (or Sioux) nation of Indians.

The accompanying communication from the Secretary of War, fully sets forth the considerations which have called for the negotiation of this treaty, and which have induced me to recommend its confirmation, with such exceptions and modifications as the Senate may advise.

JOHN TYLER.

WASHINGTON, D. C., *Sept.* 1, 1841.

DEPARTMENT OF WAR, *August* 31, 1841.

SIR: I transmit, herewith, a treaty concluded with certain bands of the Dakota nation of Indians, commonly called Sioux, which has been received at this Department from his excellency James D. Doty, Governor of Wisconsin, who was appointed a commissioner on the part of the United States for the purpose of negotiating the treaty; and I desire to submit the following facts and opinions inducing me to request its favorable consideration:

It was known, on my entering upon the duties of the Department of War, that some provision must speedily be made for the Winnebago Indians in the northwest. By the treaty with those Indians in 1837, it was provided that they should move temporarily upon a narrow strip of country west of the Mississippi river, called the neutral ground, from the object of its purchase in 1830. That strip of country is only forty miles in width, twenty miles of it having been purchased from the Sac and Fox Indians, and twenty miles from the Sioux, the object of the purchase having been to place a barrier between those tribes which had been for many years at war, and parties of which were continually meeting and destroying each other upon or adjacent to the country purchased.

When the delegation of Winnebago chiefs was in Washington, negotiating a sale of all their lands east of the Mississippi river, in 1837, a permanent location for those Indians was not fixed upon, and a temporary expedient was adopted and acceded to by the Indians, by which they agreed, within eight months from the ratification of the treaty, to move upon and occupy a portion of the neutral ground, until they should select a permanent home.

Owing to the small extent of country, thus temporarily assigned to the Winnebagoes, utterly destitute of all preparation for the reception of them, slenderly supplied with game, and, above all, the circumstance that the Sac and Fox Indians were continually at war with the Sioux—the object of the purchase having uttetly failed, the neutral ground, so called, proving literally the fighting ground of the hostile tribes—owing to all these circumstances, the Winnebagoes were extremely reluctant to comply with the treaty. It was, in part, a dictate of humanity to give them more time for removal than that allotted in the treaty, in the hope of effecting their permanent removal beyond the Missouri, or elsewhere; but as no steps were taken to select their future home, and as the white settlers in Wisconsin were fast crowding upon the Indians, overrunning the country as usual in search of town sites, water privileges, and farming districts, it became absolutely necessary to make some efforts toward carrying the treaty into effect. Owing to the excited state of the Indians, and the apprehension of disturbance, the 8th regiment of infantry, in 1840, more than two years, instead of eight months, after the ratification of the treaty, was ordered upon the Winnebago frontier, the greater part of the 5th regiment being already there, and, in the presence of that force, the Indians were required to comply with the treaty. They reluctantly removed from the banks of the Wisconsin river, and crossed the Mississippi, but did not go to that portion of the neutral ground agreed upon, which commenced twenty miles from the river, but instead of it, they spread themselves along the bank of the Mississippi, some of them recrossing that river and ascending the Chippewa and Black rivers. Only a small portion of the tribe has yet removed to the portion of the neutral ground assigned to them; and it is perhaps fortunate that local attachments have not been formed, since from the position of the country it was not, and never could have been, intended as their permanent home.

After a careful examination of the country in the northwest, the importance of providing for the Winnebago Indians, though immediate, became secondary in a more national and wider prospect of benefits in future years, by arrangements which presented themselves to my mind as not only practicable, but of easy accomplishment.

A glance at the map, and at the efforts hitherto made in emigration, will show an extensive body of Indians accumulated upon the southwestern frontier; and looking to the numbers yet to be emigrated from within the circle of territory soon to become States of the American Union, it will appear, upon very many considerations, to be of the utmost importance to separate the Indians, and to interpose a barrier between the masses which are destined to be placed upon the western frontier, instead of accumulating them within limits enabling them to unite, and, in concert, spread desolation over the States of Missouri and Arkansas, to perhaps the banks of the Mississippi.

Entertaining these views, it was determined to open negotiations with the Sioux Indians north and northwest of the purchase of 1830, the neutral ground, so called, with the purpose of purchasing sufficient territory beyond the reasonable limits of Iowa, to provide a resting-place for the Winnebagoes, intending to treat, also, with the Sac and Fox Indians, and with the Pottawatomies north of the State of Missouri, and thus enable our citizens to expand west of the Missouri river, north of the State.

It is difficult to state, in a condensed report, all the reasons now imperatively urging the adoption of these measures. Beside the absolute necessity of providing a home for the Winnebagoes, the citizens of Iowa and of Missouri are crowding upon the territory of the Sac and Fox Indians, and already producing those irritations which, in former times, have led to bloody wars. It is not to be for a moment concealed, that our enterprising and hardy population must and will occupy the territory adjacent to that purchased in 1837, from the Sacs and Foxes; and the only possible mode of its being done in peace, is by another purchase from those Indians. But the position of the Pottawatomies will then become, relatively, what that of the Sac and Fox Indians now is, with the difference that access to their country, by the Missouri river, will hasten its occupancy by our people. The only mode of guarding against future collision, near at hand, if not provided against, is by emigrating not only the Sac and Fox Indians, but also the Pottawatomies.

Great efforts have been made to induce those Indians, as also the Winnebagoes, to move south of the Missouri, but without effect; their opposition to it being apparently insurmountable; the Pottawatomies expressing the most decided aversion to it on being urged to join other bands of Pottawatomies on the Marais de Cygne, declaring they would rather at once go to California, being determined not to unite with those bands, but to maintain an independence of them. By the purchase from the Sioux, no doubt is entertained that their prejudices may be advantageously accommodated; for among the objects in contemplation, before adverted to, it is to my mind of primary importance so to dispose of those Indians as to enable this Government to interpose a State between the northern and southern Indians along the Missouri river; and thus, by dividing the Indians on the frontier, and separating the divisions, prevent a combination and concert of action which future progress in civilization might otherwise enable them to effect, in the prosecution of revenge for real or imagined grievances.

Great importance is attached to this view of the subject; but scarcely less to the means provided by the treaty for inducing the remnants of other northern tribes to remove to a climate congenial to their habits and disposition.

From the earliest efforts at emigration, certain northern Indians have strenuously objected to a removal south of the Missouri, on account of the climate; and where tribes have been induced to dispose of all right to live east of the Mississippi, within the United States, many individuals, dreading their southern destination, have wandered to the north, and are now living in Canada, annually in the receipt of presents from the British Government, and will be ready, without doubt, to side with that Power in any future conflict with this Government. In this manner, considerable numbers of the Delawares and Shawnees, and other Indians, have disappeared from our settlements; a fact of great importance, and which I apprehend has not been heretofore sufficiently considered. There are many Pottawatomies and Ottowas, as also Winnebagoes and Menomonies, who may be easily induced to move into Canada by seductive bribes, in the use of which the British Government has always displayed a remarkable foresight.

Of the Chippewas and Ottowas now in the northern part of Michigan, it is believed there are over five thousand under treaty obligations to remove to the southwest, the greater portion of whom openly declared their determination to cross the line into Canada, and put themselves under the protection of the British Government, in preference to a removal to that country. These Indians may be accommodated by the arrangements in contemplation, not only to their own satisfaction, but under circumstances promising the greatest permanent advantages to the United States, and separating them from all inducements and even the possibility of entering the British service.

I am not without hope, also, that through this treaty some suitable and acceptable arrangement may be made with the New York Indians, by which they may be removed with safety to themselves and benefit to the people of that State. The very peculiar situation of these Indians is well known; that while they are under treaty obligation to remove, the treaty being, by the Constitution, the supreme law of the land, and perfecting, in this instance, the title of the land they occupy in a private land company, there is yet every reason to sympathize with them, and the highest moral inducements for extending every possible relief to them within the legitimate powers of the Government. I have been assured from sources entitled to my fullest confidence, that although these Indians have hitherto expressed the most decided aversion to a removal south of the Missouri, there will probably be no difficulty in persuading them to occupy a more northern region in the west. I have every reason for believing that a benevolent interest in their behalf among a portion of our own people, which, it is supposed, has heretofore presented an obstacle to their emigration, will be exerted to effect their removal, if a portion of the Sioux country can be appropriated to them.

It will be perceived, therefore, that a multitude of objects thus rest upon the success of this one treaty, now submitted for examination and approbation.

Of the Sioux Indians, I will but remark that they occupy an immense country spreading from the Mississippi, north of the neutral ground, west and northwest, crossing the Missouri river, more than twelve hundred miles above the city of St. Louis. They are divided into bands, which have various names; the generic name for the whole being the Dahcota nation. These bands, though speaking a common language, are independent in their occu-

pancy of portions of country, and separate treaties may be made with them. Treaties are already subsisting with some of the bands, both on the Mississippi and Missouri. The treaty now submitted is believed to be advantageous, and from its provisions contemplates the reduction of those wandering Indians from their nomadic habits to those of an agricultural people.

If some of the provisions seem not such as might be desired, it will be recollected that many interests have to be accommodated in framing an Indian treaty, which can only be fully known to the commissioner, who derives his information directly from the Indians in the country which is the object of the purchase.

It is proper to add, that I had instructed the commissioner expressly not to take into consideration what are called traders' claims, in the hope of correcting a practice which, it is believed, has been attended with mischevious consequences; but the commissioner has, by a letter of explanations, fully satisfied me that, in this instance, it was absolutely necessary to accommodate those claims as an indispensable means of obtaining the assent of the Indians to the treaty. This results, doubtless, from their dependance upon the traders for articles, in a measure necessaries, which are for the most part furnished without competition, and of the proper value of which the Indians are ignorant.

To compensate, in some degree, for the article in this treaty providing for the payment of traders' claims, very judicious guards are introduced into the treaty, calculated effectually to exclude that source of interest adverse to the Government in all future time, within the purchase under this treaty.

There are other articles in the treaty which I have not been able fully to realize as judicious or necessary; but for reasons already stated, they deserve respectful consideration.

Notwithstanding the article stipulating that a rejection of any of the provisions of the treaty should render the whole null and void, I would respectfully recommend such modified acceptance of the treaty as, in the wisdom of the Senate, may seem just and proper, conditioned upon the assent of the Indians subsequently to be obtained, the Senate making provision for its reference back to the Indians, if necessary.

It will be seen that the treaty provides for a power of regulation in the Indian territory by the United States Government, under circumstances not hitherto attempted; presenting an opportunity for an experiment well worthy of mature consideration.

I ought not to dismiss this subject without adverting to one other important consideration connected with the integrity of our northwest Indians and territory. The Sioux treaty will effectually withdraw from British influence all those who are a party to it, by making them stipendiaries of the United States, and by operating a change in their wandering habits, and establishing them at known and fixed points, under the observation of Government agents; and as the British can only have access to that region by the way of Fond du Lac, one or two small military posts in a direction west and south from that point, it is believed will completely control all intercourse with the Indians in that section of country.

Very respectfully, your obedient servant,

JNO. BELL.

To the PRESIDENT OF THE UNITED STATES.

The message was read.

The treaty with the Seeseeahto, Wofpato, and Wofpakoota bands of the Dakota (or Sioux) Indians was read twice.

On motion by Mr. Morehead,

Ordered, That the said treaty, with the message and accompanying documents, be referred to the Committee on Indian Affairs, and printed in confidence for the use of the Senate.

MONDAY, SEPTEMBER 13, 1841.

Mr. Morehead, from the Committee on Indian Affairs, to whom was referred, on the 3d instant, the articles of a treaty with the Seeseeahto, Wofpato, and Wofpakoota bands of the Dakota (or Sioux) nation of Indians, reported the same without amendment.

The Senate proceeded to consider the said treaty.

On motion by Mr. Sevier, that it lie on the table,

It was determined in the affirmative, { Yeas, ... 27, / Nays, ... 2.

On motion by Mr. Benton,

The yeas and nays being desired by one fifth of the Senators present,

Those who voted in the affirmative, are,

Messrs. Allen, Archer, Bates, Benton, Choate, Dixon, Evans, Fulton, Graham, Huntington, Linn, McRoberts, Merrick, Miller, Morehead, Mouton, Phelps, Porter, Sevier, Simmons, Southard, Tallmadge, Walker, White, Woodbridge, Woodbury, Young.

Those who voted in the negative, are,

Messrs. King and Smith, of Indiana.

So it was

Ordered, That the articles of a treaty with the Seeseeahto, Wofpato, and Wofpakoota bands of the Dakota (or Sioux) nation of Indians, do lie on the table.

THURSDAY, APRIL 28, 1842.

On motion by Mr. Morehead,

Ordered, That the treaty with the Seeseeahto, Wofpato, and Wofpakoota bands of the Dakota (or Sioux) nation of Indians, which was received and read twice on the 3d day of September, 1841, and not definitively acted upon at the last session, be again referred to the Committee on Indian Affairs.

MONDAY, AUGUST 29, 1842.

Mr. Morehead, from the Committee on Indian Affairs, to whom was referred, on the 28th of April last, the treaty made with the Seeseeahto, Wofpato, and Wofpakoota bands of the Dakota (or Sioux) nation of Indians, at Oeyoowarha, on Minnesota river, in the Territory of Iowa, on the 31st of July, 1841, reported the same to the Senate without amendment.

The Senate proceeded, as in Committee of the Whole, to consider the said treaty; and no amendment having been made thereto, it was reported to the Senate.

Mr. Morehead submitted the following resolution:

Resolved, That the Senate advise and consent to the ratification of the ar-

ticles of a treaty made and concluded at Oeyoowarha, on Minnesota river, in the Territory of Iowa, between James Duane Doty, commissioner on the part of the United States, and the Seeseeahto, Wofpato, and Wofpakoota bands of the Dakota (or Sioux) nation of Indians, on the 31st of July, 1841.

The Senate, by unanimous consent, proceeded to consider the said resolution.

On the question to agree thereto?

It was determined in the negative, { Yeas, ... 2, / Nays, ... 26.

Those who voted in the affirmative, are,

Messrs. Tallmadge and Woodbridge.

Those who voted in the negative, are,

Messrs. Allen, Archer, Bagby, Bayard, Benton, Berrien, Buchanan, Calhoun, Choate, Conrad, Crafts, Fulton, Graham, Henderson, King, Linn, Mangum, Merrick, Morehead, Preston, Rives, Sevier, Smith, of Indiana, Walker, Woodbury, Wright.

So it was

Resolved, That the Senate do not advise and consent to the ratification of the articles of a treaty made and concluded at Oeyoowarha, on Minnesota river, in the Territory of Iowa, between James Duane Doty, commissioner on the part of the United States, and the Seeseeahto, Wofpato, and Wofpakoota bands of the Dakota (or Sioux) nation of Indians, on the 31st of July, 1841.

Ordered, That the Secretary lay the said resolution before the President of the United States.

On motion by Mr. Benton,

Ordered, That the injunction of secrecy be removed from the said treaty, the proceedings thereon, and the documents relating thereto.

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42	A bill to equalize the pay of the army, and for other purposes	30	30, 104, 232, 283				
43	A bill to authorize the Legislature of the State of Louisiana to sell the lands heretofore appropriated for the use of schools in that State	30	30, 40, 62	65			
44	A bill to revive the act entitled, "An act to enable the claimants to land within the limits of Missouri and the Territory of Arkansas, to institute proceedings to try the validity of their claims," approved the 26th of May, 1824, and an act amending the same; and extending the provisions of said acts to claimants to land within the States of Louisiana and Mississippi	30	30, 51, 130, 143, 156	159			
45	A bill for creating a new land district in the State of Missouri, and for changing the boundaries of the south-western and western land districts in said State	30	30, 44, 74	78	628	634, 637	644
46	A bill to continue in force the "Act for the final adjustment of private land claims in Missouri," approved 9th July, 1832, and the act supplemental thereto, approved 2d March, 1833	30	30, 69, 175, 308, 321	325			
47	A bill confirming the claim of the heirs of Joseph Thompson, senior, deceased, to a tract of land in Missouri	30	30, 91, 219	222			
48	A bill for the relief of Sebastian Butcher, and the heirs and legal representatives of Bartholomew Butcher, Michael Butcher and Peter Bloom	30	30, 91, 219	222	545	559, 562	565
49	A bill for the relief of Jacques Bon and Alexander Coleman, or their heirs and legal representatives	30	30, 91, 219	222			
50	A bill for the relief of James H. Relfe	31	31, 51, 86	92	266	275, 278, 281, 282, 293	294
51	A bill for the relief of Adam D. Stuart	31	31, 61, 93				
52	A bill for the relief of the legal representatives of Nathaniel Pryor	31	31, 125, 316	320			

BILLS OF THE SENATE—Continued.

Number.	Title.	First reading.	Proceedings before passage.	Passed Senate.	Passed H. R.	Other proceedings.	Approved.
53	A bill authorizing the settlement and payment of certain claims of the State of Alabama	31	31, 130, 279, 280		569	570, 571, 575	579
54	A bill for the relief of certain settlers on the public lands, who were deprived of the benefits of the act granting pre-emption rights, which was approved the 19th of June, 1834	31	31, 73, 175	178			
55	A bill for the relief of the legal representatives of John Scott	31	31, 150, 436	438	546	552, 562	565
56	A bill to increase the compensation of the judge of the United States district court for the district of Louisiana	34	34, 214, 448				
57	A bill to provide for the payment of the balance due the State of Louisiana, for expenditures incurred in raising, equipping, and paying off a regiment of volunteer militia mustered into the service of the United States, and employed in the Florida war in 1836	34	34, 48, 74	79	613	627	644
58	A bill to authorise the adoption of measures for the occupation and settlement of the Territory of Oregon; for extending certain portions of the laws of the United States over the same, and for other purposes	34	34, 110, 294, 298				
59	A bill to confirm to the State of Indiana the lands selected by her in lieu of the lands reserved by reservations in the treaties of 1837 and 1839 with the Miami Indians *(Amended.)*	34	34, 445	447	613	627	644
60	A bill for the benefit of the Selma and Tennessee Railroad Company	34	34, 40, 62	65			
61	A bill for the relief of Ephraim Sprague	34	34, 86, 175, 553	178			
62	A bill to amend and continue in force the act to incorporate the inhabitants of the city of Washington	39	39				
63	A bill for the relief of Charles F. Sibbald	39	39				
64	A bill for the relief of the legal representatives of Aaron Vail, deceased, late consul at L'Orient	44	74	79	296	301, 307, 332	335
65	A bill for the relief of Valerian Allain	44	44, 100, 232	238	546	552, 562	565
66	A bill for the relief of George de Passau, of Louisiana	44	44, 57, 93	98		422	
67	A bill for the relief of certain companies of Missouri volunteers, commanded by Captains Stevenson, Pollard, Sconce, Atchison, and Crawford	44	44, 48, 74	79	613	626, 652	654
68	A bill to repeal the distribution sections of the act entitled "An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights," approved the 4th day of September, 1841, and in lieu of the distri-						

BILLS OF THE SENATE—Continued.

Number.	Title.	First reading.	Proceedings before passage.	Passed Senate.	Passed H. R.	Other proceedings.	Approved.
	bution of the land revenue therein proposed, to pledge the same to the common defence of the Union -	44	44, 54				
69	A bill for the relief of the Steamboat Company of Nantucket - -	45	45, 434	519			
70	A bill for the relief of sundry citizens of Arkansas, who lost their improvements in consequence of a treaty between the United States and the Choctaw Indians - - - - -	45	45, 61, 170	174			
71	A bill regulating commercial intercourse with the port of Cayenne, in the colony of French Guiana, and to remit certain duties - - - - -	48	48, 56, 93	98	350	350, 366	370
72	A bill to authorize the inhabitants of township 8 north, range 32 west, in the State of Arkansas, to enter a section of land in lieu of the 16th section in said township, upon condition that the same is surrendered to the United States for military purposes - -	48	48, 51, 74	79	628	634	644
73	A bill authorizing the inhabitants of fractional section 10 south, of range 1 east, in the State of Arkansas, to enter one half section of land for school purposes - - -	48	48, 154, 436, 444				
74	A bill to perfect the titles to lands south of the Arkansas river, held under the New Madrid locations and pre-emption rights, under the act of 1814 -	48	48, 73, 175	178			
75	A bill for the relief of the legal representatives of John de Treville -	48	48, 150, 413, 471	473			
76	A bill confirming certain land claims in Louisiana - - - - -	49	49, 91, 147, 155	159	395	395, 407, 411, 447	455
77	A bill confirming the claim of John Baptiste Lecompte to a tract of land in Louisiana - - - - -	49	49, 92, 219, 239, 321	325			
78	A bill for the relief of the legal representatives of Therese Malette, widow of Gaspard Phiole - - -	49	49, 302, 476	477	628	634	644
79	A bill for the relief of Charles Morgan, of Louisiana - - - -	49	49				
80	A bill for the relief of Charles Morgan	49	49, 197, 448				
81	A bill confirming the claim of the heirs and legal representatives of Pierre Dolet, deceased, to a tract of land in Louisiana - - - - -	49	49, 152, 322	325			
82	A bill for the relief of John Compton, assignee and representative of Garrigues Flaujac - - -	49	49, 302, 475, 481	481	628	634	644
83	A bill for the relief of the legal heirs and representatives of William Conway - - - - -	49	49				
84	A bill for the relief of Juan Belgar -	49	49, 91, 302, 476	477			

BILLS OF THE SENATE—Continued.

Number.	Title.	First reading.	Proceedings before passage.	Passed Senate.	Passed H. R.	Other proceedings.	Approved.
85	A bill for the relief of Pierre Babin	49	49				
86	A bill to confirm claims to lands in the district between the Rio Hondo and Sabine rivers	49	49, 91, 214, 467	470			
87	A bill for the relief of the executor of Thomas Cooper	49	49				
88	A bill to provide for the erection of an hospital in the city of Washington (*Amended.—See page* 460.)	51	51, 115, 321, 457	460	628	624	644
89	A bill for the relief of the heirs or legal representatives of Joseph Morris, deceased	51	51, 150, 413				
90	A bill for the relief of the legal representatives of William Sanford, deceased	51	51				
91	A bill for the relief of the representatives of Robert White	51	51				
92	A bill for the relief of Jacob Pennel, and others, owners of the Eliza, of Brunswick	51	51, 56, 93	98	420	430, 431	437
93	A bill for the relief Jesse Carpenter	53	53, 64, 170, 174	174	420	430, 431	437
94	A bill for the relief of the Plumb Island Bridge and Turnpike Company	53	53, 56, 93	98	363	367, 370, 378	376
95	A bill to confirm the survey and locations of claims for lands in the State of Mississippi, east of the Pearl river, and south of the 31st degree of north latitude	53	53, 61, 170	174			
96	A bill to authorize the issuing of a patent to the heirs or legal representatives of Francis Rivard, deceased (*Amended.—See page* 473.)	53	53, 280, 367, 470	473	628	635	644
97	A bill for the relief of Capt. J. Throckmorton	53	53, 64, 174, 553	178			
98	A bill to postpone the operation of the bankrupt law	53	53, 56, 93, 166				
99	A bill granting to the State of Illinois an additional quantity of land to aid in the completion of the Illinois and Michigan canal	54	54				
100	A bill to amend the act entitled "An act to appropriate the proceeds of the sales of the public land, and to grant pre-emption rights," approved September 4, 1841 (*Amended.—See page* 245.)	54	54, 73, 175, 215, 217, 239, 241	245			
101	A bill for the relief of William de Peyster and Henry N. Cruger	54	54, 86	92			
102	A bill establishing a port of entry at the city of Chicago, in the State of Illinois	55	55				
103	A bill for the relief of Caleb Eddy	56	56, 86	92	363	367, 370, 378	376
104	A bill for the relief of John S. Billings	56	56, 93	98	268	277, 231, 282	294

TABLE OF BILLS.

BILLS OF THE SENATE—Continued.

Number.	Title.	First reading.	Proceedings before passage.	Passed Senate.	Passed H. R.	Other p ceeding
105	A bill for the relief of John H. Hall -	58	93, 312, 314, 333, 466			
106	A bill to revive and continue in force, for a limited time, an act approved the 3d day of March, 1837, entitled, "An act for the appointment of commissioners to adjust the claims of reservations of lands under the 14th article of the treaty of 1830, with the Choctaw Indians;" and, also, an act approved the 22d day of February, 1838, entitled, "An act to amend an act entitled 'An act for the appointment of commissioners to adjust the claims to reservations of land under the 14th article of the treaty of 1830, with the Choctaw Indians - - -	58	58			
107	A bill for the relief of James McCrory, an ensign in the revolutionary war -	61	61, 141 379			
108	A bill for the relief of Hezekiah Cunningham - - - - -	61	66, 67, 175, 198	201	546	552, 564, 576, 595
109	A bill for the relief of James Sympson's heirs - - - - -	61	61			
110	A bill for the relief of Clark Woodrooff	64	64, 170	174	324	325, 326, 332
111	A bill authorizing the Secretary of the Treasury to audit and settle accounts between the United States and David Gelston, former collector of the port of New York - - - - -	64	64, 175, 180, 517	186	546	552, 562,
112	A bill to refund the balance due to Massachusetts for disbursements during the late war with Great Britain -	64	64, 152, 230, 436, 439, 444	444		
113	A bill further to amend the act entitled, "An act to appropriate the proceeds of the sales of the public lands, and to grant pre-emption rights," approved September 4, 1841 - - - - *(Amended.— Vide page 175.)*	67	67, 73, 175	178	217	219, 228,
114	A bill for the relief of the heirs of Francis Newman - - - -	73	73, 380, 471	474	546	552, 562
115	A bill to amend the act entitled, "An act to amend the several act respecting copy rights" - - - -	73	73			
116	A bill to carry into effect two resolutions of the Continental Congress, directing monuments to be executed in memory of Generals Francis Nash and William Davidson - -	78	78, 309, 481	481		
117	A bill for the relief of James Kiser and Barnett Foley - - - -	81	175	178	363	367, 370,
118	A bill relating to the judicial courts in the district of New Hampshire -	84	84, 159, 436			
119	A bill to abolish the office of the Commissary of Purchases - - - -	85	85, 270, 471			

BILLS OF THE SENATE—Continued.

Number.	Title.	First reading.	Proceedings before passage.	Passed Senate.	Passed H. R.	Other proceedings.	Approved.
120	A bill relative to the act entitled, "An act granting lands to certain exiles from Poland," approved June 30, 1834	92	230	231	268	277, 281, 282	284
121	A bill for the relief of Hezekiah L. Thistle	92	230	231	546	552, 560, 562	565
122	A bill authorizing the relinquishment of the sixteenth sections, granted for the use of schools, and the entry of other lands in lieu thereof	97	97, 118, 261	278			
123	A bill to revive and continue in force, "An act, supplementary to an act entitled, 'An act in addition to the act for the punishment of certain crimes against the United States, and to repeal the acts therein mentioned,'" approved March 10, 1838	98	230	231			
124	A bill for the relief of Thomas M. Isett	100	231, 235	235	546	552, 562	565
125	A bill for the relief of Robert B. Lewis	104	231	238			
126	A bill to remove the office of surveyor general, and to change the location of the land office in the Greensburg district, in the State of Louisiana	104	231	238			
127	A bill for the relief of Gregoire Sarpy, or his legal representatives	104	242	256	546	552, 562	565
128	A bill for the relief of Isabella Hill, widow, and John Hill, Elizabeth Hill, and Samuel Hill, children and minor heirs-at-law, of Samuel Hill, deceased	100	110, 154, 436	438	546	552, 562	565
129	A bill for the relief of Joseph Campau	110	110, 197, 444, 560				
130	A bill authorizing a patent to be issued to Joseph Campau for a certain tract of land in the State of Michigan	110	110, 595				
131	A bill declaring the assent of Congress to the State of Illinois, to impose a tax upon all lands heretofore sold by the United States, in that State, from and after the time of each sale	110	242	256			
132	A bill for the benefit of the Howard Institution of the city of Washington	115	283	287			
133	A bill to incorporate Washington's Manual Labor School and Male Orphan Asylum of the District of Columbia	115	304, 307	307	372	378, 395, 397	
134	A bill for the relief of George Nix	118	261	278	390	395, 400, 413	437
135	A bill for the relief of Enoch Hidden	118	261	279	628	634, 637	644
136	A bill for the relief of Richard Patten	118	281	283			
137	A bill for the relief of Isaac Hull	118	281, 297	298	627	628	645
138	A bill for the relief of Daniel Kleiss	118	281	283	546	553, 562	565
139	A bill for the relief of the legal representatives of Richard T. Banks, of the State of Arkansas	118	281	283	546	553, 562	565
140	A bill for the relief of Richard Higgins, jr.	120	316	318	546	553, 562	565
141	A bill for the relief of Reynell Coates and Walter R. Johnson	121	316	318			
142	A bill further supplementary to an act entitled, "An act to establish the judicial courts of the United States," passed September 24, 1789	121	121, 209, 450	456	573	576, 595	

BILLS OF THE SENATE—Continued.

Number.	Title.	First reading.	Proceedings before passage.	Passed Senate.	Passed H. R.	Other proceedings.	Approved.
143	A bill for the relief of Thomas and Ralph Haskins	125	316	318	546	560, 562	565
144	A bill for the relief of Francis A. Harrison	125	341, 343	343			
145	A bill for the relief of John C. Reynolds, late disbursing agent of the Indian Department	125	3[illegible]	325	546	553, 562	565
146	A bill for the relief of Henry Gardner and others, directors of an association called the New Eugland Mississippi Land Company	125	125, 352	493			
147	A bill for the relief of C. M. Keller	129	3[illegible]	325			
148	A bill to provide for the satisfaction of claims due to American citizens for spoliations committed on their commerce prior to the 31st day of July, 1801	129	341				
149	A bill for the relief of Archibald Parker, a soldier in the late war	129	341, 343	344			
150	A bill directing warrants to issue for the bounty land due on account of the services of Major General Duportail, Brigadier General Armand, and Major De la Colombe	129	345				
151	A bill making an appropriation to reopen Roanoke inlet	130	130				
152	A bill in relation to the navigation of the Neenah and Wisconsin rivers	130	130				
153	A bill for the protection of commerce on Lake Michigan, in the Territory of Wisconsin	130	130				
154	A bill to amend the act establishing the Territorial Government of Wisconsin	130	130				
155	A bill for the settlement of the accounts of Silas Deane	138	355, 380, 384, 396	398	546	562, 560, 562	565
156	A bill for the relief of Marston G. Clark	139	139, 332, 481	481	546	553, 562	565
157	A bill to amend the act entitled, "An act supplementary to the act entitled, 'An act to amend the judicial system of the United States'"	146	146, 477, 496, 510		568	571, 575	579
158	A bill for the relief of Thomas Fillebrown, jr.	149	379				
159	A bill for the relief of Alexander Hammet	159	159, 172, 185, 436	438	546	553, 563	565
160	A bill to repeal the act entitled, "An act concerning pilots," approved the 2d day of March, 1837	162	436				
161	A bill for the relief of Isaac Bryson	170	183, 445	447			
162	A bill to authorize Charles M. Strader to import, free of duties, two iron steamboats, suited to the navigation of the western waters	172	436, 444				
163	A bill for the establishment of certain post routes in the Territory of Iowa	173	173				

BILLS OF THE SENATE—Continued.

Number.	Title.	First reading.	Proceedings before passage.	Passed Senate.	Passed H. R.	Other proceedings.	Approved.
164	A bill in addition to an act to authorize the construction of a road from Du Buque, in the Territory of Iowa, to the northern boundary of the State of Missouri, and for other purposes, approved March 3, 1839	173	173				
165	A bill for a grant of land to the Territory of Iowa for a Macadamized road from the city of Burlington, by Mount Pleasant and Fairfield, to the Rackoon fork of the Des Moines river	173	173				
166	A bill for the construction of certain roads in the Territory of Iowa	173	173				
167	A bill to aid the Territory of Iowa to complete a penitentiary therein partly erected	173	173				
168	A bill to authorize the Legislative Council of Iowa to increase the jurisdiction of justices of the peace in said Territory	173	173				
169	A bill for the relief of James Anderson, of the Territory of Iowa	174	174				
170	A bill to grant one township of land for an asylum for the deaf and dumb in the Territory of Iowa	174	174				
171	A bil granting to the county of Johnson, in the Territory of Iowa, the right of pre-emption to a tract of land for a seat of justice for said county, and repealing the second section of an act approved the 3d day of March, 1839, entitled, "An act making a donation of land to the Territory of Iowa for the purpose of erecting buildings thereon	174	174, 384	485			
172	A bill extending the right of pre-emption to certain settlers in the Territory of Iowa	174	174, 441				
173	A bill to authorize the county commissioners of Linn county, in the Territory of Iowa, to enter, by legal subdivisions, a quarter section of land upon which the county seat has been located	174	174, 183, 445	447	490	493, 507	509
174	A bill for the relief of Zachariah Jellison	177	443	447	546	553, 562	565
175	A bill authorizing the construction of a war-steamer for harbor defence	177	177, 186	187	281	283, 286, 287 293	294
176	A bill amendatory of the several acts establishing the Treasury Department	184	184, 207				
177	A bill to regulate the value to be affixed to the pound sterling by the Treasury Department	186	186, 445	447	490	493, 507	509
178	A bill for the relief of William R. Davis	187	187, 201, 445	448			
179	A bill for the relief of Boyd Reilly	197	462	464			
180	A bill to establish a port of entry at the city of Bangor, in the State of Maine	197	197, 224				

BILLS OF THE SENATE—Continued.

Number.	Title.	First reading.	Proceedings before passage.	Passed Senate.	Passed H. R.	Other proceedings.	Approved.
181	A bill to provide further remedial justice in the courts of the United States	209	312, 314, 333, 335, 337, 411, 414, 440, 441	460	613	627	644
182	A bill for the relief of the legal representatives, of William Hull, deceased	210	210, 445, 464				
183	A bill to authorize the Secretary of War to adjust and pay to Benjamin Murphy, of Arkansas, the value of his corn, cattle, and hogs, taken by the Cherokee Indians in the month of December, 1828 - - - -	210	210, 378	379			
184	A bill to authorize the settlement of the accounts of Joseph Nourse - -	214	445, 448	450			
185	A bill respecting furloughs in the naval service - - - -	214	214, 320, 454, 554	558			
186	A bill to provide for the reports of the decisions of the Supreme Court of the United States - - - -	214	214, 218, 351, 453	456	627	628	645
187	A bill to indemnify Major General Andrew Jackson for damages sustained in the discharge of his official duty -	216	216, 309, 338, 350, 353				
188	A bill for the relief of Phydelia Stevens	221	453	456			
189	A bill for the relief of Elisha Burnett -	221	453	456	628	635	644
190	A bill for the relief of Amanda M. James	221	297	298			
191	A bill to provide for satisfying claims for bounty lands for military services in the late war with Great Britain, and for other purposes - -	221	452				
192	A bill for the relief of William Polk -	221	454	456	627	629	645
193	A bill to annex a part of the town of Tiverton, in the State of Rhode Island, to the collection district of Fall river, in the State of Massachusetts -	224	454	456	530	545, 547, 549	558
194	A bill for the relief of Thomas Brownell - - - - -	225	454	456	628	635	644
195	A bill to authorize Chapman Levy to purchase as a pre-emptor a certain quarter section of land, now occupied by him, at the minimum price per acre	227	227, 229	231	546	553, 562	565
196	A bill for the relief of Elizabeth Munro	229	229, 454	456			
197	A bill for the relief of William Waller	235	452				
198	A bill for the relief of Bedford C. Mathews - - - -	235	454	456	546	553, 562	565
199	A bill to authenticate the printed publication of a report on the final adjustment of land claims in Missouri -	235	235				
200	A bill for the augmentation of the marine corps, and for other purposes -	238	238, 309, 454, 561, 567	569			
201	A bill to regulate the pay and emoluments of pursers and warrant officers in the navy - - - (*Amended.—See page* 566.)	238	238, 323, 454, 558, 561	566	607	607, 612	613

BILLS OF THE SENATE—Continued.

Number.	Title.	First reading.	Proceedings before passage.	Passed Senate.	Passed H. R.	Other proceedings.	Approved.
202	A bill to authorize the appointment of a board for the preparation of rules and laws for the regulation and government of the navy	238	238, 263				
203	A bill for the relief of the legal representatives of Philip Barbour	241	467				
204	A bill granting lands to the several States for the education of the deaf, dumb, and blind, and for the relief of insane persons	244	469				
205	A bill to establish naval schools, and for other purposes	245	245				
206	A bill for the relief of Jacob Greaves	245	245, 313	484	628	635	644
207	A bill to establish and regulate the navy ration	248	248, 323, 454, 558	561	627	629	645
208	A bill to establish certain post roads	254	254	256	269	277, 281, 308	294
209	A bill for the apportionment of representatives among the several States according to the sixth census	255	256, 266, 327				
210	A bill directing an edition of the laws of the United States to be compiled and printed, and for the distribution thereof	260	468	470			
211	A bill to confirm certain entries of lands in the State of Louisiana and to authorize the issuing of patents for the same	260	275	279	282	286, 287, 293	294
212	A bill for the relief of D. G. Skinner, of Alabama	260	454	456			
213	A bill for the relief of J. K. Tefft, administrator of Francis Didier Petit de Villers, deceased	263	454	456	546	553, 562	565
214	A bill making appropriations for defences at certain points on the frontiers of Missouri and Iowa	268					
215	A bill in addition to an act to amend the act entitled, "An act making alterations in the Treasury and War Departments"	268	271, 471				
216	A bill to provide for the satisfaction of claims arising under the 14th and 19th articles of the treaty of Dancing Rabbit Creek, concluded in September, 1830	270	308, 309, 312, 320, 408, 410, 417, 422, 430, 495, 503, 506, 510	512	568	569, 576, 596	599
217	A bill to raise two new regiments and to organize a corps of horse artillery	270	468				
218	A bill to authorize the Secretary of the Treasury to make an arrangement or compromise with any of the sureties on the bond given to the United States by Samuel Swartwout, late collector of the customs for the port of New York	270	469	474			

BILLS OF THE SENATE—Continued.

Number.	Title.	First reading.	Proceedings before passage.	Passed Senate.	Passed H. R.	Other proceedings.	Approved.
219	A bill to authorize the Secretary of the Navy to contract for the building of certain war steamers - - - (*Substitute reported.—See No.* 241.)	271	271, 309, 537				
220	A bill in addition to an act to promote the progress of the useful arts - (*Amended.—See page* 542.)	275	471, 531	542	627	629	644
221	A bill to establish a corps of sappers, miners, and pontoniers - -	280	471				
222	A bill for the relief of Caspar W. Wever	283	471, 474, 577				
223	A bill to incorporate, within the District of Columbia, the National Institution for the Promotion of Science -	286	471				
224	A bill to invest the proceeds of the Smithsonian fund and to establish the Smithsonian Institution - -	286	474				
225	A bill authorizing the Secretary of the Navy, to purchase for the use of the United States, the right to use Babbit's anti-attrition metal - - - (*Amended.—See page* 481.)	286	317, 481	481	628	635	
226	A bill to provide for the publication of a new edition of the laws and regulations of the Post Office Department and a perfect list of the post offices in the United States - - -	289	471, 476	477	627	629	644
227	A bill to surrender to the States of Missouri and Arkansas alternate sections of certain lands reported as not worth the expense of survey, for the purpose of increasing the value of the public domain - - -	289					
228	A bill for the relief of Amey Babbitt -	292	476	477	628	635	645
229	A bill regulating the currency on foreign gold and silver coins in the United States - - - -	292	493				
230	A bill to increase the efficiency of the army - - - - -	292	475				
231	A bill to amend the act for the punishment of crimes in the District of Columbia - - - -	293	293				
232	A bill to authorize the Secretary of the Navy to regulate, with reference to climate and service, the rations of the navy - - - - -	293	293				
233	A bill to regulate enlistments in the naval service - - - - (*Amended.—See page* 519.)	293	293, 417, 514	519			
234	A bill to revive an act entitled, "An act to authorize the inhabitants of the State of Louisiana to enter the back lands" - - - -	293	293, 307, 483				
235	A bill for the relief of the heirs of Jean Baptiste Comeau - - -	302	476	477	628	634, 637	644
236	A bill for the relief of the heirs of Madame de Lusser - - -	302	476, 478	478			
237	A bill to confirm the title of the heirs of James Sympson, deceased, to a certain tract of land in Louisiana -	302	476	477	628	635	645

BILLS OF THE SENATE—Continued.

Number.	Title.	First reading.	Proceedings before passage.	Passed Senate.	Passed H. R.	Other proceedings.	Approved.
238	A bill for the relief of John Moore	302	476	477			
239	A bill for the relief of the heirs of General William Eaton	302	476				
240	A bill for the relief of the inhabitants of the reserved township in Gibson county, in the State of Indiana	307	480	480	546	553, 562	565
241	A bill to authorize the Secretary of the Navy to contract for the building of certain steam-vessels	309	454, 561				
242	A bill for the relief of Mrs. Mary W. Thompson, widow of the late Lieutenant Colonel Thompson	313	480	492	628	635	644
243	A bill for the relief of Andrew Forrest	315	480	480	628	635	644
244	A bill for the relief of John A. Rockwell	317	480	480	515	523	525
245	A bill to confirm the sale of a certain school section in the State of Illinois, and for other purposes	323	480	480	515	523	525
246	A bill for the relief of William Osteen	323	480	480	546	553, 562	565
247	A bill to amend an act for the relief of Jamison and Williamson	327	327, 446, 547				
248	A bill for the relief of Stalker & Hill	332	480	480			
249	A bill for the relief of Wareham Kingsley	334	480	480			
250	A bill for the relief of Daniel B. Bush	334	340, 482	482	546	553, 562	565
251	A bill to provide for the settlement of certain accounts for the support of Government in the Territory of Wisconsin, and for other purposes	337	337, 399, 445	448	628	634, 637	644
252	A bill to extend the time of payment of a judgment against the Planters' Bank of Mississippi, and for other purposes	337	481	481			
253	A bill for the relief of Robert Miller	337	480	480	546	552, 560, 562	565
254	A bill authorizing the county commissioners of Lake county, Illinois, to enter a quarter section of land for a seat of justice in said county	340	340, 351	352	390	395, 400, 414	437
255	A bill for the benefit of the county of Holt, in the State of Missouri	340	480	480	509	523	525
256	A bill to provide for publishing an account of the discoveries made by the exploring expedition under the command of Lieutenant Wilkes, of the United States navy	344	344, 374, 410, 413	413	590	589, 612	613
257	A bill to provide for the armed occupation and settlement of the unsettled part of the peninsula of East Florida	344	344, 371, 396, 397	399	487	487, 509, 519, 524, 527, 531	537
258	A bill for the relief of William Wynn	347	481	481	546	553, 562	565
259	A bill to extend the provisions of an act entitled, "An act to regulate processes in the courts of the United States," passed May 19, 1828	347	485	486	509	523	525
260	A bill for the relief of Henry Fry	349	486	486	628	635	644
261	A bill confirming to certain ancient settlers of Illinois a quantity of land to						

BILLS OF THE SENATE—Continued.

Number.	Title.	First reading.	Proceedings before passage.	Passed Senate.	Passed H. R.	Other proceedings.	Approved.
	complete the donation to each of 400 acres, in pursuance of the resolution of Congress of August 29, 1798, and of the act of Congress entitled, "An act for granting lands to the inhabitants and settlers at Vincennes, and in the Illinois country in the territory northwest of the Ohio, and for confirming them in their possessions," approved March 3, 1791 - -	349	349				
262	A bill to regulate the appointment and pay of engineers in the navy of the United States - - - -	353	383, 454, 558	558	651	651, 652	654
263	A bill for the relief of Henry Newman	354	485	485			
264	A bill to provide for the permanent employment in the Post Office Department, of certain clerks heretofore for several years temporarily employed in that Department - - - -	355	390, 395	395	503	508, 523	
265	A bill for the relief of Thomas O. Minn, Shields, Turner, & Renshaw, Glendy Burke, and Edward Yorke, and Edward Ogden - - - - - *(Amended.—See page 493.)*	360	493	493	628	634, 637	644
266	A bill for the relief of Charles D. Hammond and Augustus H. Kenan -	360	485	485	588	589, 591, 619	618
267	A bill for the relief of J. R. Vienne -	360	612				
268	A bill to authorize the issuing of a register for the brig Gulnare - -	369	369, 371	371	384	384, 385, 395	397
269	A bill to explain and amend an act entitled, "An act providing for the payment of horses and other property lost or destroyed in the military service of the United States," approved January 18, 1837 - - - -	369	369, 417, 436	436	573	573, 576, 596	599
270	A bill to authorize the adjustment of the claim of the municipality number one of the city of New Orleans, to certain lands within said municipality, and now in the occupation of the United States - - - - -	374	483, 576				
271	A bill for the relief of William H. Robertson, Samuel H. Garrow, and J. W. Simonton - - - - -	374	493	493	627	629	644
272	A bill for the relief of the legal representatives of Henry Eckford, deceased	374	485		628	634, 637	644
273	A bill to regulate appeals and writs of error from the district court of the United States for the northern district of Alabama - - - - -	377	377, 396, 496, 512	512	517	524, 531	537
274	A bill for the relief of William Dubuys	377	377				
275	A bill to reduce and equalize the rates of postage, to limit the use, and correct the abuse, of the franking privilege, and for other purposes - - *(Amended.—See page 510.)*	383	494, 498, 503	510			

BILLS OF THE SENATE—Continued.

Number.	Title.	First reading.	Proceedings before passage.	Passed Senate.	Passed H. R.	Other proceedings.	Approved.
276	A bill for the relief of the legal heirs and representatives of Hugo Krebs, deceased	390	496		627	629	644
277	A bill explanatory of an act entitled, "An act for the relief of Clarke Woodrooff, passed May 10, 1842	402	502	502	517	524, 531	537
278	A bill for the relief of certain citizens of the county of Lafayette, in the State of Arkansas *(Amended.—See page 408.)*	405	407	407			
279	A bill to provide for the public engraving, printing, and binding	405	502				
280	A bill to reorganize the Navy Department of the United States	405	455, 548	548	548	643, 645, 647, 648	654
281	A bill for the relief of persons residing within the reputed limits of the States of Arkansas and Louisiana, and beyond the boundary line between the United States and the Republic of Texas, as established by the commissioners appointed to ascertain the same	409	464, 466				
282	A bill in relation to lands sold in the Greensburg, late St. Helena, land district, in the State of Louisiana	412	503				
283	A bill respecting the organization of the army, and for other purposes	412	431, 437, 439	441	542	543, 549, 563, 581, 583, 585, 596	589
284	A bill for the relief of William de Buys, postmaster at New Orleans	414	514	514			
285	A bill to authorize the construction of a depot for charts and instruments of the navy of the United Stetes	417	514	514	651	652	654
286	A bill to define and establish a fiscal year of the Treasury of the United States	417	417	426	585	589, 612	613
287	A bill for the relief of John W. Skidmore	434	434, 477	570			
289	A bill to provide a system of home valuation on goods imported into the United States	441					
290	A bill to extend the Patent Office to Seventh street	447	524, 634				
291	A bill to prescribe the number of professors of mathematics in the navy of the United States, and for other purposes *(Amended.—See page 558.)*	455	568	558	651	652	654
292	A bill for repaving and repairing a portion of Pennsylvania avenue	455	548	548			
293	A bill to provide for the settlement of claims for losses of property by reason of its military occupation in the Territory of Florida	455	469, 476, 482	474 491			
294	A bill for the relief of Henry M. Shreve, and to authorize the purchase of his patent for the snagboat	455	567				

TABLE OF BILLS.

BILLS OF THE SENATE—Continued.

Number.	Title.	First reading.	Proceedings before passage.	Passed Senate.	Passed H. R.	Other proceeding
295	A bill providing for the establishment of schools of instruction in the naval service of the United States - - *(Amended.—See page 559.)*	459	554, 557	558		
296	A bill to permit the Secretary of the Treasury to adjust and compromise a claim of the United States against Henry Daniel and Thomas Triplett, junior, deceased, now or late of the State of Kentucky - - - -	464	464, 494	496	629	635
297	A bill to regulate the chancery practice in the courts of the United States in Louisiana - - - - -	465	465			
298	A bill to provide for ascertaining and disposing of the lead mineral lands in the State of Illinois and the Territories of Wiseonsin and Iowa - -	467	567, 576	576		
299	A bill for the relief of Rees B. Ward -	477	484	484	546	553, 562
300	A bill for the relief of Johnson K. Rogers - - - - -	482	576			
301	A bill relative to the office of surveyor general of the States of Ohio, Indiana, and Michigan - - - -	482	545			
302	A bill to amend an act entitled, "An act to establish the northern boundary line of the State of Ohio, and to provide for the admission of the State of Michigan into the Union" - -	483				
303	A bill making compensation to pension agents - - - - -	487	570, 634	573		
304	A bill authorizing the Secretary of the Treasury to compromise and settle with the sureties of John H. Owen, late receiver of public moneys at St. Stephen's, Alabama - - -	491	601			
305	A bill to regulate the use, and prevent the abuse, of the franking privilege, and for other purposes - -	501	586			
306	A bill to apply certain alternate sections of the public domain toward the completion of the works of internal improvement in the State of Michigan, and for other purposes - -	502				
307	A bill for the relief of Thomas B. Parsons - - - - -	506	587	587	628	635
308	A bill for the relief of William B. McMurtree - - - -	524				
309	A bill for the relief of the sureties of the New Orleans and Nashville Railroad Company - - -	530				
310	A bill for the relief of Joseph Bryan, Harrison Young, and Benjamin Young	530	597	597		
311	A bill to extend the time within which duties on certain railroad iron imported by the State of Michigan, being laid down for permanent use, may be remitted - - - - -	525	553	561		
312	A bill granting a pension to David Welch	551				

BILLS OF THE SENATE—Continued.

Number.	Title.	First reading.	Proceedings before passage.	Passed Senate.	Passed H. R.	Other proceedings.	Approved.
313	A bill for the relief of the West Feliciana Railroad Company, and of the Grand Gulf Railroad and Banking Company	564					
314	A bill for the relief of Nathaniel Mitchell	568	568	568	573	576, 596	599
315	A bill making appropriations to carry into effect a treaty with the Wyandot Indians *(Amended.—See page 639.)*	601	639, 641, 643	639	651	652	654

RESOLUTIONS OF THE SENATE.

1	Resolution directing the transfer to the State of Maryland of the stock in the Chesapeake and Ohio Canal, standing in the name of the United States	29	29				
2	Resolution proposing an amendment to the constitution, to prevent the appointment of members of Congress to civil offices during the term for which they were elected	58	58				
3	Resolution proposing an amendment to the constitution, restricting the veto	58	58, 119, 136, 153, 166, 187, 191, 203				
4	Resolution proposing an amendment to the constitution, vesting in Congress the appointment of the Secretary of the Treasury and Treasurer of the United States	58	58				
5	Resolution further to provide for the distribution of the printed returns of the Sixth Census, and other documents connected with the same, the printing of which has been heretofore directed by law	177	283	283	290	290, 291, 293, 296, 298	304
6	Resolution to authorize the equitable settlement of the accounts of George Whitman	191	191	191	266	275, 278, 281, 289, 293	294
7	Resolution to authorize an extension of the contract for carrying the mail between Mobile and New Orleans	193	193				
8	Resolution to provide for the payment of certain Cherokee claims arising under the treaty of 1835–'36	206	206, 244, 263, 468				
9	A resolution to authorize the extension of the contract for carrying the mail on the route between Mobile and New Orleans	254	269, 278		350	350, 366	370
10	A resolution to extend the franking privilege to ex-Vice Presidents of the United States	254	453				

RESOLUTIONS OF THE SENATE—Continued.

Number.	Title.	First reading.	Proceedings before passage.	Passed Senate.	Passed H. R.	Other proceedings.	Approved.
11	A resolution for the printing and distribution of a continuation of the Digest of Patents, and for other purposes -	270	468, 526, 530				
12	A resolution authorizing an extension of a contract for carrying the mail -	334	334, 530, 593	602	640	645, 647	654
13	Resolution for the benefit of Gordon D. Boyd - - - - -	369	369, 530				
14	Resolution directing the transfer of the stock held by the United States in the Chesapeake and Ohio Canal Company to the State of Maryland, and to the cities of Washington, Georgetown, and Alexandria - - -	371	484	484			
15	Resolution for the relief of Ferdinand Pettrich - - - - -	417	426	426	627	628	645
16	Resolution to authorize the Postmaster General to settle the accounts of Patton Pilcher & Co. - - -	446	548	548	646	647	654
17	Resolution for the relief of Joseph Morrison - - - - - -	455	455				
18	Resolution declarative of the pension act of July 7, 1838 - - -	477	543	543	563	571, 575	579
19	Resolution providing reimbursement to the Treasury of money paid under Indian treaties - - -	477	511, 518				
20	Resolution authorizing the Secretary of the Treasury to carry into effect a provisional contract for the purchase of a light-house site at the southwest pass of the Mississippi river - -	581	585, 589, 593	593			
21	Resolution allowing extra compensation to the Chaplain of the Senate -	633	633	633			
22	Resolution to provide for the payment of expenses incurred by the legation at Mexico - - - - -	654	654	654	654	654, 655	655

BILLS OF THE HOUSE OF REPRESENTATIVES.

Number.	Title.	Received from H. R.	First reading.	Proceedings before passage.	Passed Senate.	Other proceedings.	Approved.
26	A bill allowing further time for completing the issuing of warrants for military land bounties to the non-commissioned officers and soldiers of the late war with Great Britain, and making provisions for satisfying the same	390	395	395, 402	406	495, 497, 507	513
38	A bill making appropriations, in part, for the civil department, for the year 1842	34	34	41	41	41, 42	92
39	A bill for the extension of the loan of 1841, and for an addition of five millions of dollars thereto; and for allowing interest on treasury-notes due	264	264	266, 271, 277, 279, 281, 283, 287, 290	294	296, 297, 298	325
40	A bill for the relief of Lieutenant John L. Kline	179	180	190, 444	447	448, 453, 461	463
41	A bill for the relief of Francis G. McCauly	179	180	190, 402	402	411, 413	463
43	A bill for the relief of the legal representatives of William D. Cheever, deceased	520	524	606	631	637, 640, 645	655
45	A bill for the relief of the Springfield Manufacturing Company	179	180	494, 579	580	582, 586, 596	603
46	A bill for the relief of John P. Campbell	179	180	185, 448	450	495, 497, 507	512
47	A bill to amend the act, entitled, "An act for the relief of Chauncey Calhoun," passed March 3, 1839	179	180	216, 454	457	457, 461	463
48	A bill for the relief of the legal representatives of John Barnes, deceased	322	325	325, 358	485	488, 507	513
50	A bill for the relief of Joseph Perkins, James Perkins, and John G. Perkins	179	180	244, 452			
51	A bill for the relief of Conrad House	179	180	221, 452			
52	A bill for the relief of Sylvester Phelps, and the heirs and legal representatives of Charles Landon, deceased	179	180	401	497	508, 523	536
54	A bill for the relief of Obed P. Lacy	180	180	183, 443	447	448, 453, 461	463
55	A bill directing warrants to issue for the bounty land due on account of the services of Major General Duportail, Brigadier General Armand, and Major de la Colombe	180	180	183, 345, 511, 596			
56	A bill for the relief of the legal representatives of Jane Fertinbaugh, late widow of Captain Hawkins Boon	180	180	225, 331, 452			
58	A bill for the relief of John Flood	180	180	514	592	600, 612	637
59	A bill for the relief of Peter Sky, an Onondaga Indian	180	180	193, 444	447	448, 453, 461	463
60	A bill for the relief of Thompson Hutchinson	180	180	589			
61	A bill for the relief of John England	180	180	227, 450			
62	A bill for the relief of James Deatley	180	180	571, 593			
63	A bill for the relief of Elizabeth Jones and others	180	180	291, 474			
64	A bill for the relief of Burnett Birdsall	180	180	193, 304, 444	447	448, 453, 462	463
67	A bill to authorize the issue of treasury-notes	92	92	92, 97, 101, 104, 111	115	131	

BILLS OF THE HOUSE—Continued.

Number.	Title.	Received from H. R.	First reading.	Proceedings before passage.	Passed Senate.	Other proceedings.	Approved.
69	A bill to authorize the payment of the seven years' half-pay on account of the revolutionary services of Captain William Kelley	180	180	238, 312, 506, 587			
71	A bill concerning the tonnage duty on Spanish vessels	350	350	350			
72	A bill to repeal the act establishing a uniform system of bankruptcy	97	97	115, 122, 126, 128, 130			
73	A bill for the apportionment of representatives among the several States according to the Sixth Census	327	327	327, 340, 349, 356, 358, 360, 365, 370, 372, 373, 375, 376, 378, 385, 390	393	398, 399, 405, 407, 408, 413,	
74	A bill making appropriations for the civil and diplomatic expenses of Government for the year 1842	308	308	308, 315, 318, 320, 322, 325. 327, 339, 341, 343, 345	345	347	353
75	A bill making appropriations for the support of the army and of the military academy for the year 1842	380	380	380, 407, 415	416	505, 523, 527, 530, 549, 580, 582, 536, 596	603
76	A bill making appropriations for the naval service for the year 1842	355	355	355, 360, 398, 401, 403, 405	406	411, 414, 495, 496, 498, 510, 512, 518, 520, 524, 531	547
77	A bill making appropriations for the current and contingent expenses of the Indian department, and for fulfilling treaty stipulations with various Indian tribes, for the year 1842	438	438	438, 443	462	465, 467	
78	A bill making appropriations for pensions in the year 1842	155	155	155, 159	160	160, 162	166
79	A bill making appropriations for the relief and protection of American seamen in foreign countries	155	155	155, 159	159	160, 162	166
80	A bill making appropriations for certain fortifications of the United States for the year 1842	607	608	608, 611, 639	640	651, 653	655
81	A bill for the relief of the heirs of James Maglenen, late of the city of Baltimore, deceased	266	276	276, 465, 566			
82	A bill for the relief of John P. Converse and Henry J. Rees	322	325	325, 384	497	509, 523	525
83	A bill for the relief of John E. Alexander	266	276	276, 296, 475	476	479, 487, 507	513
84	A bill for the relief of Asahel Lee, Harvey Lee, and Samuel Lee	266	276	276, 555			
86	A bill for the relief of John E. Hunt and others	266	276	276, 307, 641			

BILLS OF THE HOUSE—Continued.

Number.	Title.	Received from H. R.	First reading.	Proceedings before passage.	Passed Senate.	Other proceedings.	Approved.
87	A bill for the relief of Captain Isaac Hull	266	276	276			
88	A bill for the relief of Daniel Homans	266	276	276, 298, 476	476	479, 487, 507	513
89	A bill for the relief of Isaac Fessenden	267	276	276, 298, 476	476	479, 487, 507	513
90	A bill for the relief of James Tongue, John Scrivner, and the legal representatives of William Hodson, deceased	267	276	276, 317, 383, 501, 584	594	600, 612	637
92	A bill for the relief of Barnabas Palmer	421	429	429, 465, 566			
93	A bill for the relief of Archibald McCallum	267	276	276, 338, 480	480	495, 497, 507	512
95b	A bill for the relief of Nathaniel Mitchell	267	276	276, 317, 480	480	495, 497, 507	512
95a	A bill for the relief of John Underwood	421	429	429, 494, 577	577	582, 586, 596	603
96	A bill for the relief of the owners of the ship Lexington, of Nantucket	267	276	276, 405, 502			
97	A bill for the relief of Eyre and Massey	267	276	276, 302, 475			
98	A bill for the relief of John Atwood, jr.	267	276	276, 347, 479	480	488, 507	513
99	A bill for the relief of Ingoldsby W. Crawford and Samuel Phillips	267	276	276, 292, 475	478	495, 497, 507	512
100	A bill making appropriation for the repair of the custom-house of Providence	267	276	276, 302, 476	476	479, 487, 507	513
101	A bill for the relief of Nathan Smith and others	267	276	276, 510	597	600, 612	637
102	A bill for the relief of Josiah Holmes	267	276	276, 302, 475	478	497, 507	512
105	A bill to authorize the President of the United States to issue to the heirs of John Campbell a patent for the remainder of private land claim No. 20, at Prairie du Chien, in the Territory of Wisconsin	267	276	276, 286, 471	474	479, 487, 507	512
106	A bill granting a right of pre-emption to certain lots in the town of Perrysburg, in the State of Ohio	267	276	276, 286, 471	474	479, 487, 507	512
107	A bill to grant Van Buren county, Missouri, the tract of land on which the seat of justice of said county has been located	267	276	276, 286, 471	474	479, 487, 507	512
111	A bill for the relief of Joseph F. Caldwell	267	276	276, 347, 480	480	518, 530, 563, 575	586
112	A bill to suspend for a limited time the operation of a part of an act entitled, "An act to revive and extend the charters of certain banks in the District of Columbia"	166	170	183, 191, 203, 207, 211, 214	215		
113	A bill to amend the act of the 10th of March, 1838, entitled, "An act to change the time of holding the circuit and district courts in the district of Ohio"	304	307	307, 312, 356	356	356, 358, 366	373
114	A bill to extend the time for selling lands granted to the incorporated Kentucky Asylum for teaching the Deaf and Dumb	225	225	229	240	248, 264, 265, 293	296
116	A bill for the relief of James Williams	282	282	282, 356, 485	485	488, 507	

BILLS OF THE HOUSE—Continued.

Number.	Title.	Received from H. R.	First reading.	Proceedings before passage.	Passed Senate.	Other proceedings.	Approved.
117	A bill for the relief of William Markham	267	275	275, 380, 471	474	479, 487, 507	512
119	A bill for the relief of Elizabeth Pierce and Mary M. Telfair, daughters and heirs of Israel Pierce	267	276	276, 289	367	371, 373, 378	378
120	A bill for the relief of the legal representatives of William T. Smith	363	364	364, 530			
123	A bill to confirm the heirs and legal representatives of John Brown, deceased, in their title to a tract of land	363	364	364, 374, 484, 634			
125	A bill for the relief of George Mayfield	324	325	325, 367	485	488, 507	513
126	A bill for the relief of John Pratt or his legal representatives	363	364	364, 374, 484	602	607, 612	638
127	A bill for the relief of the legal representatives of Colonel William Piatt	222	223	223, 228, 454	457	457, 462	463
132	A bill to amend the acts of July, 1836 and 1838, allowing pensions to certain widows	421	429	429, 477, 571, 572	576	588, 596	603
133	A bill for the relief of Frederick Hopkins	222	223	223, 581, 593			
134	A bill in favor of Ellen Turney	222	223	223, 248, 454	457	457, 462	463
135	A bill for the relief of Job Hawkins	222	223	223, 555, 593			
136	A bill for the relief of William Harper	222	223	223, 292, 476	476	479, 487, 507	512
137	A bill for the relief of William Fitzgerald	222	223	223, 545, 593			
138	A bill for the relief of David Freelove	222	223	223, 578	592	600, 612	637
139	A bill granting a pension to Sarah Decker, widow of Samuel Decker, deceased	222	223	223, 238, 454	457	457, 462	463
140	A bill for the relief of Mary Campbell, widow of John Campbell	222	223	223, 506, 592			
141	A bill for the relief of Huldah Farlow	222	223	223, 248, 454	457	457, 462	463
142	A bill for the relief of Esther Parrott	222	223	223, 248, 454	457	457, 462	463
143	A bill for the relief of Maria Fowler	267	277	277, 586			
144	A bill for the relief of Clarissa Turney	222	223	223, 248, 454	457	457, 462	463
145	A bill for the relief of Elizabeth Gresham, widow of George Gresham	222	223	223, 270, 473			
146	A bill for the relief of the heirs of Joseph Plumb	222	223	223, 324			
147	A bill for the relief of Joel Tiffany	222	223	223, 292, 474, 479			
148	A bill for the relief of Mary Francis	222	223	223, 506, 592			
149	A bill for the relief of Sarah Woodward	267	277	277, 346, 479			
150	A bill for the relief of Betsey Vreeland	267	277	277, 313, 479	480	488, 507	513
151	A bill granting a pension to Daniel Story	222	223	223, 593			
152	A bill for the relief of Jonathan Britton	223	223	223, 237, 453			
153	A bill granting a pension to John Black, of the State of Georgia	223	223	223, 324, 479			
154	A bill for the relief of James Phelps	223	223	223, 292, 474			
155	A bill granting a pension to Asahel Kingsley	223	223	223, 506, 587			
156	A bill for the relief of Mary Ripley	223	223	223, 571, 593			
157	A bill granting a pension to Esther Sawyer	267	277	277, 314, 479, 571			
158	A bill for the relief of Sarah Moore, of the State of Maryland	223	223	223, 275, 471	474	479, 487, 507	512

BILLS OF THE HOUSE—Continued.

Number.	Title.	Received from H R.	First reading.	Proceedings before passage.	Passed Senate.	Other proceedings.	Approved.
159	A bill granting a pension to Mary Summers	267	277	277, 579, 593			
160	A bill granting a pension to Grace Sears	267	277	277, 346, 479			
161	A bill granting a pension to Mary Johnson	223	223	223, 464	558	563, 575	585
162	A bill for the relief of Mary Wolfe, of Pennsylvania	223	223	223, 314, 383, 396, 496			
163	A bill for the relief of Samuel Patch	520	524	564, 593			
164	A bill for the relief of Elizabeth Howe, of Avon, New York	267	277	277, 313, 479			
165	A bill for the relief of Sarah Besly, widow of William Besly, deceased, and previous thereto, widow of Doctor Henry Adams	268	277	277, 314, 478	478	488, 507	513
166	A bill for the relief of Dorothy Bowman	223	223	223, 560	592	600, 612	637
167	A bill for the relief of Effe Van Ness	223	223	223, 564	591	627, 635	646
168	A bill for the relief of Amos Hunting	223	223	223, 238, 452			
169	A bill for the relief of Anselm Bailey	223	223	223, 514, 596			
170	A bill granting a pension to Elizabeth Fitch, widow of Dr. Wm. Fitch, deceased	223	223	223, 292, 474			
171	A bill for the benefit of Mary Congleton, widow of Moses Congleton, a soldier of the revolution, deceased	268	277	277, 551, 592			
172	A bill for the relief of the heirs of Seth Chapin	223	223	223, 551, 560, 593			
173	A bill for the relief of Samuel Edgecomb	223	223	223, 586, 593			
174	A bill for the relief of George Sheffer	223	223	223, 464	567	570, 575	585
175	A bill for the relief of Thomas Collins	267	277	277, 347, 479	480	488, 507	513
176	A bill for the relief of Jared Gossage	267	277	277, 542, 593			
177	A bill for the relief of Randolph Carter	223	223	223, 551	592	600, 612	637
178	A bill granting a pension to Benjamin Franklin	267	277	277, 296, 315, 352	353	355, 366	373
179	A bill granting a pension to Frederick Perrigo	267	277	277, 578	592	600, 612	637
180	A bill for the relief of Jacob Euler	267	277	277, 342, 479			
181	A bill for the relief of George Newton	267	277	277, 324, 457, 479			
185	A bill for the relief of Samuel B. Hugo	267	277	277, 314, 479	480	488, 507	513
186	A bill for the relief of Samuel Dicy	267	277	277, 477, 569			
187	A bill to increase the revolutionary pension of John Looney	267	277	277, 571	592	600, 612	637
188	A bill to restore certain invalid and other pensioners the amount of pensions by them relinquished	520	524	595, 596			
190	A bill for the relief of Daniel Chase	267	277	277, 377	485	488, 507	513
191	A bill for the relief of Joseph J. Martin	267	277	277, 314, 479	480	488, 508	513
192	A bill for the relief of Hugh Wallace Wormley	267	277	277, 307, 313, 479			
193	A bill for the relief of Henry Wells	267	277	277, 346, 479	480	488, 508	513
194	A bill for the relief of George Mayfield	267	277	277 377	485	488, 508	513

BILLS OF THE HOUSE—Continued.

Number.	Title.	Received from H. R.	First reading.	Proceedings before passage.	Passed Senate.	Other proceedings.	Approved.
195	A bill for the relief of John Jorden	267	277	277, 464, 567	567	570, 575	585
197	A bill granting a pension to Amaziah Goodwin	322	325	325, 542	591	627, 635	646
200	A bill for the relief of Benjamin F. Hard	322	325	325, 358, 384, 484	502	509, 523	525
201	A bill for the relief of George M. Bedinger, of the State of Kentucky	267	277	277, 343, 480	480	497, 508	512
202	A bill for the relief of the assistants of the marshal of the United States for the district of Kentucky	267	276	276, 299, 475	632	637, 640, 645	655
203	A bill for the relief of Jabez L. and Asa White	363	364	364, 377	485	488, 508	513
210	A bill regulating the taking of testimony in cases of contested elections, and for other purposes	557	557	561, 585, 597, 503, 626	632	637, 638, 640, 642, 647, 648	
211	A bill for the relief of the heirs and representatives of Thomas Atkinson, deceased	364	364	364, 464	567	570, 575	585
215	A bill for the relief of the legal representatives of Josiah Blakely, deceased	186	186	187, 448	450	457, 462	463
216	A bill for the relief of Henry J. Defrees and Stephen Jenny	364	364	868, 484	485	488, 508	513
217	A bill for the relief of David Allspatch	364	364	369			
218	A bill for the relief of John Johnston	421	429	429, 440	548	550, 562	568
219	A bill for the relief of Hugh Stewart	437	438	438, 465, 567 642	648	653	655
220	A bill for the relief of Dennis Dygert	364	364	586	592	627, 635	646
221	A bill for the relief of Jacob Jackson	364	364	560	592	600, 612	637
222	A bill for the relief of Jehosaphat Briggs	364	364	505	587	587, 596	602
223	A bill for the relief of Edwin H. Childers, administrator of John P. Hickman	364	364	384	497	509, 523	525
224	A bill for the relief of Charles H. Atherton	364	364	394, 402	406	407, 408, 413	463
225	A bill for the relief of David M. Hughes, Charles Shipman, and John Henderson	364	364	434	519	545, 547, 549	557
226	A bill for the relief of John King	364	364	595	597	600, 612	637
229	A bill to extend the collection district of Wiscasset	358	360	360, 367, 493	645	648	655
230	A bill granting to the county of Johnson, in the Territory of Iowa, the right of pre-emption to a tract of land for a seat of justice for said county, and repealing the second section of an act approved 3d March, 1839, entitled, "An act making a donation of land to the Territory of Iowa, for the purpose of erecting public buildings thereon	491	491	494, 497	497	509, 523	525
232	A bill to extend the jurisdiction of the corporation of Georgetown	371	372	372, 375	485	488, 508	513
234	A bill to amend the laws relating to the penitentiary in the District of Columbia	372	372	372, 374, 493			

BILLS OF THE HOUSE—Continued.

Number.	Title.	Received from H. R.	First reading.	Proceedings before passage.	Passed Senate.	Other proceedings.	Approved.
235	A bill to incorporate the German Benevolent Society of the city of Washington	372	372	372, 374	485	488, 508	513
236	A bill for the relief of John Randall and Charles York	364	364	368, 485	485	488, 508	513
238	A bill for the relief of James Morrow and Jonathan Tipton	364	364	368	485	488, 508	513
243	A bill for the relief of the representatives of Major General Baron de Kalb, deceased	422	430	430, 581, 593, 649			
245	A bill for the relief of Eugene Borel	422	429	429, 560			
246	A bill to confirm the widow and heirs of Emanuel Trechel, in their claim to a tract of land	422	429				
247	A bill to confirm Marguerite Adelaide Muse in her claim to a certain tract of land in the State of Louisiana	520	524				
248	A bill authorizing a patent to be issued to Bartholomew Pellerin, his heirs or assigns	268	276	276, 280, 471	474	479, 487, 508	525
249	A bill for the relief of Thomas W. Chinn	422	429	429, 560			
250	A bill to confirm Antonio Cherine in his claim to a tract of land in the State of Louisiana	422	429	429, 560			
254	A bill for the relief of John Keith	421	429	429, 536, 592			
255	A bill for the relief of George Morris, of Virginia	421	429	429, 545, 593			
256	A bill for the relief of George Sutherland	421	429	429, 578, 593			
257	A bill for the relief of Phillis Tatton	421	429	429, 557	592	600, 612	637
258	A bill for the relief of Presly Gray	421	430	430, 510, 592			
259	A bill for the relief of Samuel Hutchinson	421	430	430, 536, 593			
260	A bill granting a pension to Catharine Allen, widow of Henry Allen	421	430	430, 542, 593			
261	A bill for the relief of Elizabeth Colfax	421	430	430, 545	592	600, 612	638
262	A bill for the relief of Margaret McMurtry, widow of John McMurtry, deceased	421	430	430, 586, 593			
263	A bill for the relief of Catharine Wilson, widow of James Wilson, deceased	421	430	430, 510, 592			
264	A bill for the relief of Hannah Waldo, widow of the late Captain Samuel Thompson, deceased	421	430	430, 526, 592			
265	A bill for the relief of Hannah Carrier	421	430	430, 545	591	627, 635	646
266	A bill for the relief of Nathan Baldwin, of New York	421	430	430, 564, 593			
267	A bill for the relief of Elizabeth Gibbs	421	430	430, 505	587	587, 596	603
268	A bill for the relief of Christiana Low	421	430	430, 505	587	587, 596	603
269	A bill for the relief of Mary Rand	421	430	430, 526	592	600, 612	637
270	A bill for the relief of the heirs and legal representatives of Oliver Parish, deceased	421	430	430, 551, 593			
271	A bill for the relief of Elisha Davis	421	430	430, 554, 593			
272	A bill for the relief of Amy Van Wart	421	430	430, 586, 593			
273	A bill for the relief of Sally Day	421	430	430, 510, 592			

BILLS OF THE HOUSE—Continued.

Number.	Title.	Received from H. R.	First reading.	Proceedings before passage.	Passed Senate.	Other proceedings.	Approved.
274	A bill for the relief of Catharine W. Callender	421	430	430, 464, 566			
275	A bill for the relief of Sally McCraw	421	430	430, 551, 593			
276	A bill for the relief of Mary Pike, widow of Simeon Pike	421	430	430, 586, 593			
277	A bill for the relief of the legal representatives of Colonel John H. Stone, deceased	421	430	430, 477, 569			
278	A bill giving Catharine Lehman the benefit of the act of the 7th July, 1838	421	430	430, 551	591	627, 635	646
279	A bill giving Sally Pratt the benefit of the act of the 7th July, 1838	421	430	430, 464, 566			
280	A bill for the relief of William Slocum	421	430	430, 555, 593			
281	A bill for the relief of John E. Wright	421	430	430, 536, 593			
282	A bill for the relief of F. B. de Bellevue	421	430	430, 586	590	627, 635	646
284	A bill for the relief of William Glover	421	430	430, 510, 592,			
287	A bill granting a pension to Jeremiah Kimball	421	430	430, 526, 592			
297	A bill for the relief of Benjamin C. Roberts	421	429	429, 455	548	550, 562	568
298	A bill for the relief of Thomas D. Gilson	421	429	429			
299	A bill supplementary to an act entitled, "An act to amend an act entitled, 'An act to amend an act entitled, 'An act to establish the judicial courts of the United States'"	223	223	223, 226	226	228, 230, 232	235
300	A bill to authorize the judge of the district court for the eastern district of Pennsylvania to hold a special session of the said court	225	225	225	226	228, 230, 232	235
301	A bill for the relief of Eli Wheat and Stephen White	421	429	429, 441	548	550, 562	568
307	A bill to amend the several acts establishing a district court of the United States at Jackson, in the district of West Tennessee	235	236	236, 237, 245	246	248, 264, 265, 294	296
315	A bill for the relief of James Seaburn	422	429	429, 450	548	550, 562	568
316	A bill for the relief of John B. Pierce	422	429	429, 446	548	550, 563	568
317	A bill for the relief of Robert Davis	421	429	429			
318	A bill for the relief of John Core	421	429	429, 564			
321	A bill for the relief of the heirs and representatives of Josias Thompson	421	429	429, 555			
323	A bill for the relief of Charles F. Sibbald	422	429	429, 491, 501, 578, 581	582	588, 596	603
324	A bill for the relief of Elliot Smith and Nathan Farnsworth	422	429	429			
329	A bill to establish an additional land office in Florida	573	573	573	633	640, 645	655
330	A bill for the relief of Henry Gee	422	429	429, 446	548	550, 563	568
331	A bill to confirm the sale of public lands in certain cases	573	573	573, 575	587	588, 591, 600, 612	638
332	A bill for the relief of George H. Walker	422	429	429, 438	548	550, 563	568
333	A bill for the relief of the heirs of James L. May	422	429	429, 472, 566	567	653	655

BILLS OF THE HOUSE—Continued.

Number.	Title.	Received from H. R.	First reading.	Proceedings before passage.	Passed Senate.	Other proceedings.	Approved.
335	A bill to compensate the township of Dublin, in Mercer county, Ohio, for the loss of school lands	422	429	429, 440	547	563, 575	585
340	A bill to regulate the compensation of custom-house officers	268	275	275, 292, 475			
345	A bill for the relief of the president, directors, and company, of the Agricultural Bank of Mississippi	430	436	436, 486, 563	566	570, 575	585
346	A bill to confirm James Journey in his claim to a tract of land	430	437	437, 560			
347	A bill to confirm Elizabeth Burriss, her heirs, or assigns, in their title to a tract of land	430	437	437, 560			
364	A bill for the relief of Joseph Parker	577	577	577, 578 592	600	612	637
384	A bill to incorporate a society in the District of Columbia by the name of the National Institution for the Promotion of Science (*Amended.—See page* 460.)	372	372	372, 375, 457	459	495, 497, 508	512
402	A bill making appropriations to supply a deficiency in the navy pension fund	378	379	379, 434, 519, 527, 553, 556, 561	582	588, 596	602
405	A bill changing the times of holding the circuit and district courts of the United States for the districts of East and West Tennessee	333	334	334, 340, 341	341	347	353
406	A bill making an appropriation for completing the public buildings in Florida	491	491	601			
408	A bill to authorize the Shenandoah Bridge Company, at Harper's Ferry, to erect a bridge on the land of the United States at the town of Harper's Ferry	338	338	338, 407	502	517, 523	525
409	A bill to constitute the ports of Stonington, Mystic river, and Pawcatuck river, a collection district	350	350	350, 390	496	517, 523	
411	A bill to authorize the collector of the district of Fairfield to reside in either of the towns of Fairfield or Bridgeport	352	354	354, 355	355	365, 370, 378	378
418	A bill making appropriations for certain sites for marine hospitals therein mentioned	568	569	569, 590, 613, 635			646
423	A bill in relation to marriages within the District of Columbia	372	372	372, 374	485	488, 508	513
434	A bill to amend an act entitled, "An act to carry into effect in the States of Alabama and Mississippi the existing compacts with those States with regard to the five per cent. fund and the school reservations	369	371	371, 375	377	384, 385, 395	
436	A bill to relinquish to William Waller the interest of the United States in a certain tract of land therein named	363	364	364, 483	492	497, 508	512
444	A bill making an appropriation for filling up the ground in the rear of the sea-wall at St. Augustine	491	491	585			

BILLS OF THE HOUSE—Continued.

Number.	Title.	Received from H. R.	First reading.	Proceedings before passage.	Passed Senate.	Other proceedings.	Approved.
445	A bill fixing the boundary line between Missouri and Iowa	557	557	557			
446	A bill to provide for the completion of the penitentiary in the Territory of Iowa	491	491	586, 602	608	627, 635	646
468	A bill to establish a police for the protection of public and private property in the city of Washington, and for other purposes	372	374	374, 378, 434, 547, 557, 560, 566	572	588, 596	603
469	A bill to provide for erecting and lighting lamps in Washington	373	374	374, 375	485	497, 508	512
470	A bill to suppress the vending of lottery tickets in the District of Columbia	372	372	372, 449, 548	553	590, 591, 606, 612, 626, 636, 640, 645, 647	655
472	A bill to provide revenue from imports and to change and modify existing laws imposing duties on imports, and for other purposes	472	472	472, 487, 503, 508, 511, 513, 515, 520, 526, 528, 531, 537	544	545, 547, 549	
480	A bill to extend for a limited period the present laws for laying and collecting duties on imports	400	402	407, 417, 426	428	430, 431, 453	
488	A bill for the relief of Samuel R. Slaymaker	597	599	599	599	600, 612	637
494	A bill granting a quantity of land for the improvement of Grant river, in the town of Potosi, in Wisconsin Territory	491	491	545			
495	A bill granting to the Territory of Wisconsin a certain tract of land for the benefit of the town of Fairplay, in said Territory	487	487	545			
497	A bill to establish a port of delivery at Bucksville, South Carolina	612	626	626			
500	A bill making an additional appropriation for the expenses of the Territorial Government of Florida	491	491	601			
504	A bill to regulate arrests on mesne process in the county of Washington, District of Columbia	408	409	409, 412, 503	507	517, 523	525
507	A bill to authorize the selection of school lands in lieu of those granted to the half-breeds of the Sac and Fox Indians	487	489	501, 578	578	582, 586, 596	603
509	A bill granting the right of pre-emption to certain settlers in Wisconsin	487	487	545			
510	A bill for the relief of certain settlers in the Territory of Wisconsin	487	487	501, 578	580	588, 596	603
512	A bill making an appropriation for the erection of a marine hospital at or near Ocracoke, in North Carolina	607	607	607, 614	614	635	646
515	A bill for the protection of commerce on the western shores of Lake Michigan	487	487				

BILLS OF THE HOUSE—Continued.

Number.	Title.	Received from H. R.	First reading.	Proceedings before passage.	Passed Senate.	Other proceedings.	Approved.
516	A bill for the payment of Florida militia called into service in the years 1839 and 1840	557	557	557, 570, 573	577	581, 582, 586, 596	608
517	A bill to grant pre-emption rights to settlers on the Du Buque claim, so called, in the Territory of Iowa	487	487	501, 561	561	571, 575	585
523	A bill to amend "An act for altering the time of holding the district court of the United States for the western district of Pennsylvania, at Williamsport," approved May 8, 1840	463	463	463	463	467, 469, 508	513
530	A bill for the relief of William Willis, of Monroe county, Virginia	573	573	573, 595	614	635	646
539	A bill legalizing and making appropriations for such necessary objects as have been usually included in the general appropriation bills without authority of law, and to fix and provide for certain incidental expenses of the departments and offices of the Government, and for other purposes	525	526	564, 573, 580	584	589, 591, 594, 601, 602, 607, 612	636
542	A bill to change the name of the port of entry on Lake Erie, known as Portland, to that of Sandusky, and to define the western boundary of the Sandusky district	491	491	555	555	563, 568, 575	585
547	A bill to provide revenue from imports and to change and modify existing laws imposing duties on imports, and for other purposes	594	594	594, 599, 608, 614	629	634, 637	643
556	A bill changing the time of holding the district court for the western district of Virginia, and for other purposes (*Amended.—See page* 608.)	518	518	518, 560, 607	608	612, 635	647
557	A bill to provide for purchasing the materials and for the support of the penitentiary in the District of Columbia	652	652	652	652	653	655
560	A bill authorizing the grant of two lots of ground in the city of St. Augustine to the corporation of said city for the purposes of a Catholic church	520	524	594, 641			
564	A bill to establish certain post roads	607	608	608, 638, 645	646	652, 653	655
565	A bill in relation to the district court for the northern district of New York	527	530	530, 542	542	550, 563	569
566	A bill regulating the services of the several judges in the Territory of Iowa	527	530	530, 542	542	551, 563	569
569	A bill requiring foreign regulations of commerce to be laid annually before Congress	551	551	551	552	562, 575	585
570	A bill to establish a district court of the United States in the city of Wheeling, in the State of Virginia	590	590	590, 600	602	607, 612, 613	638

BILLS OF THE HOUSE—Continued.

Number.	Title.	Received from H. R.	First reading.	Proceedings before passage.	Passed Senate.	Other proceedings.	Approved.
572	A bill explanatory of an act entitled, "An act to constitute the ports of Stonington, Mystic river, and Pawcatuck river, a collection district" -	557	559	559	559	562, 572	585
574	A bill authorizing an examination and survey of the harbor of Memphis, Tenn.	607	608	608, 611			
604	A bill entitled, "An act to repeal the proviso to the 6th section of the act entitled, 'An act to appropriate the proceeds of the sales of the public lands and to grant pre-emption rights,'" approved September 4, 1841 - -	613	626	631	631	640, 645	
606	A bill concerning the payment of the Florida militia - - -	628	633	633, 642	642	648	655
607	A bill to limit the sale of the public stock at par, and to authorize the issue of treasury-notes in lieu thereof to a certain amount - - -	637	638	638, 642	649	653	655
609	A bill to suspend the operation of the act of the 8th of July, 1842, entitled, "An act authorizing a patent to be issued to Bartholomew Pellerin, his heirs and assigns" - - -	643	646	646, 647			

RESOLUTIONS OF THE HOUSE OF REPRESENTATIVES.

Number.	Title.	Received from H. R.	First reading.	Proceedings before passage.	Passed Senate.	Other proceedings.	Approved.
5	Resolution on the subject of printing the tables of the sixth census -	201	202	202, 224, 281	283	283	296
6	Resolution to continue two clerks in the business of the reservations and grants under Indian treaties - -	333	335	335, 338	338	340	353
9	Resolution for the benefit of George Schnabel and Robert Barber, jr. -	339	341	341, 344, 475	475	495, 497, 508	513
14	Resolution to authorize the commissioner appointed to prepare rules and regulations for the naval service to appoint a clerk - - -	414	415	415, 441	548	551, 562	569
16	Resolution to distribute catalogues of the library of Congress - -	551	551	551, 559			
17	Resolution in relation to the maps, charts, &c., of the exploring expedition	579	579	579, 584			
18	Resolution to institute proceedings to ascertain the title to Rush island, ceded in the Caddo treaty - -	588	591	591, 630	635	637, 640, 645	655
19	Resolution authorizing experiments to be made for the purpose of testing Samuel Colt's sub-marine battery -	607	608	608, 611, 627	635	651, 652	655
20	Resolution relating to the attendance of members of Congress - - -	607	607	633			

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